

No. 1883

UNITED STATES CIRCUIT COURT OF APPEALS
FOR THE NINTH CIRCUIT.

TRANSCRIPT OF RECORD.

THE UNITED STATES OF AMERICA (Complainant),
Appellant,

vs.

THE BARBER LUMBER COMPANY (a Corporation),
(Defendant), Appellee.

VOLUME XIV.

(Pages 5185 to 5536, Inclusive.)

Upon Appeal from the United States Circuit Court
for the District of Idaho, Central
Division.

FILED

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Division.

Plaintiff's Exhibit No. 137J.

Cross-examination of witness, Wm. B. Davidson, at final proof.

Plaintiff's Exhibit No. 137K.

Testimony of witness, Wm. B. Davidson, at final proof.

Plaintiff's Exhibit No. 137L.

Deed from Margaret Scully to George S. Long, dated Feb. 1st, 1904; consideration \$800.00; acknowledged before A. L. Richardson, Clerk of the U. S. District Court, District of Idaho, filed for record July 1st, 1904, at the request of W. E. Borah, conveying land described in Exhibit No. 137A.

Plaintiff's Exhibit No. 137M.

Receiver's Receipt No. 2763, dated Dec. 10th, 1903.

Plaintiff's Exhibit No. 137N.

Final Certificate No. 2763, dated Dec. 10th, 1903.

Plaintiff's Exhibit No. 137O.

Patent dated Dec. 1st, 1904, to Margaret Scully, for land described in Exhibit No. 137A.

Plaintiff's Exhibit No. 137P.

Declaration of Margaret Scully to become a citizen of the United States, dated April 25th, 1903. Sworn to before A. L. Richardson, Clerk of the U. S. District Court, District of Idaho, Sept. 12th, 1903.

Plaintiff's Exhibits Nos. 138A to 138O.

Plaintiff's Exhibit No. 138A.

M. LAETA EAGLESON: Residence, Boise, Idaho; housewife.

Sworn statement No. 1222, dated and filed Jan. 2, 1904, for entry of, South One-half of Northeast Quarter and Northwest Quarter of Southeast Quarter of Section 8, Tp. 7 North of Range 5 East, Boise Meridian.

Plaintiff's Exhibit No. 138B.

Affidavit of Publication.

Plaintiff's Exhibit No. 138C.

Notice for Publication, witnesses for final proof, Wm. F. Noble, May E. Noble, Alva I. Lindsay, and P. H. Downs.

Plaintiff's Exhibit No. 138D.

Cross-examination of witness, Wm. F. Noble, on final proof.

Plaintiff's Exhibit No. 138E.

Testimony of witness, Wm. F. Noble, on final proof.

Plaintiff's Exhibit No. 138F.

Cross-examination of Alva I. Lindsay, on final proof.

Plaintiff's Exhibit No. 138G.

Testimony of witness, Alva I. Lindsay, on final proof.

Plaintiff's Exhibit No. 138H.

Missing.

Plaintiff's Exhibit No. 138I.

Non-mineral Affidavit.

Plaintiff's Exhibit No. 138J.

Testimony of M. Laeta Eagleson, on final proof, dated March, 17, 1904.

Plaintiff's Exhibit No. 138K.

ANSWERS Given by M. Laeta Eagleson, on Final Proof, to questions 16, 17 and 18, Cross-examination.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: From my mother's estate; about one year.

Answer to Ques. 18: Jefferson Savings Bank, Jefferson, Iowa.

Plaintiff's Exhibit No. 138L.

Receiver's Receipt No. 2941, dated March 17th, 1904.

Plaintiff's Exhibit No. 138M.

Final Certificate No. 2941, dated March 17, 1904.

Plaintiff's Exhibit No. 138N.

Deed of Benjamin C. Eagleson and M. Laeta Eagleson, to A. E. Palmer, on the — day —, 1904; consideration, \$700.00; acknowledged before John J. Blake, Notary Public, and filed for record at the request of W. E. Borah, Sept. 1st, 1904. Conveys land described in Exhibit No. 138A.

Plaintiff's Exhibit No. 138O.

Patent Dated December, 29th, 1904, to M. Leata Eagleson, for land described in Exhibit No. 138A.

Plaintiff's Exhibits Nos. 139A to 139E.

Plaintiff's Exhibit No. 139A.

ARTHUR ANDERSON: Residence, Pioneer-ville, Idaho; occupation, miner.

Sworn Statement No. 226, dated and filed Sept. 24th, 1901, for entry of East One-half of the North-

west Quarter, and West One-half of the Northeast Quarter of Section 15, Tp. 7 North of Range 5.

Plaintiff's Exhibit No. 139B.

Affidavit of Arthur Anderson, in re postponement date of making final proof.

Plaintiff's Exhibit No. 139C.

ANSWERS given by Arthur Anderson, to Questions 16, 17 and 18, on Cross-examination, at final proof.

Answer to Ques. 16: Yes, sir. I do.

Answer to Ques. 17: From my mining operations this summer. About the 10th of Nov. I cleaned up, and came down to Boise, and disposed of my gold-dust soon after.

Answer to Ques. 18: No, sir.

Plaintiff's Exhibit No. 139D.

Testimony of Arthur Anderson, on final proof.

Plaintiff's Exhibit No. 139E.

Affidavit of Arthur Anderson, subscribed and sworn to May 18, 1902, before L. L. Sharp, Special Agent, G. L. O., in reference to agreement with John I. Wells.

“State of Idaho,
County of Boise,—ss.

I, Arthur Anderson, being first duly sworn, and upon oath, say: My residence and post office address is Pioneerville, Idaho; I have been a resident of Boise County since the year 1865; my age is 60 years.

On Sept. 24th, 1901, I made T. & S. application No. 226, for E. $\frac{1}{2}$ NW. $\frac{1}{4}$ and W. $\frac{1}{2}$ NE. $\frac{1}{4}$, Sec. 15,

Township 7 N., Range 5 E., B. M. I submitted proof on this application, Dec. 10, 1901.

Prior to the date on which I made application to purchase this land, I paid John Wells of Boise, Idaho, \$20.00 for locating me on this land. It was an implied agreement between the said John Wells and myself, that I was to make a transfer of the land to him or his company that he was representing, as soon as I received patent. This agreement was made prior to the time I submitted proof on said application.

From the following conversations with Bert Nugent, Idaho City, Idaho, and John Wells, Boise, Ida., I received the understanding that I was to receive \$237.50 for my right of entry.

The conversation with Nugent was to the effect, that we were to receive \$237.50 clear for our right of entry. I supposed he had been talking with John Wells, and received the information from him, and the conversation with Wells was to the effect, I told Wells that I thought the \$237.50 we were to receive for our right of entry was too small, and I did not want to make proof for that amount. He replied that it was all he could give, and if such was the case, he would have to refund the \$20.00 I paid him for locating me.

At the time of submission of proof, I received \$200.00 from said John Wells, to make payment for said land to the U. S. Govt; the balance I paid out of my own money.

I have received \$137.50 of the \$237.50 I was to receive clear, for my right of entry. The balance,

\$100.00, I am to receive from John Wells or the company he represents, as soon as I receive patent to the above described land. I received the \$137.50 from John Wells, the party who seems to be engineering the scheme.

Patrick Downs, informed me about a week ago, that several parties had received patent, and he thought I would receive mine soon too.

ARTHUR ANDERSON, (X)

his mark.

Subscribed and sworn to this day, the 18th day of May, 1902.

L. L. SHARP,

Special Agent, G. L. O.

Witnesses:

MAUD CLOUDER.

MARIE C. PONCIA."

Plaintiff's Exhibits Nos. 140A to 140F.

Plaintiff's Exhibit No. 140A.

BERT NUGENT: Residence, Silver City, Idaho; occupation, miner.

LETTER FROM BERT NUGENT TO JOHN I. WELLS, DATED SILVER CITY, IDA., DEC. 21, 1902.

"Silver City, Idaho, Dec. 21, 1902.

Mr. John I. Wells,

Dear Friend: This find me in good health, but that is about all. I have not had very much work, and so I am all up at present time, but I guess I will make it till spring. I am eating three times a day, all right. I got a letter and a notice from the Land

Office that my timber claim was going to be cancelled. If I did not come and prove and show proof that it should not be cancelled. Now, what will I do about it in this case. Please write and let me know what I had better do about it. I have got until the 9th of Jan. to file an application. If I do not, it will be cancelled. Please write and let me know about it.

I remain as ever,

Your friend,

BERT NUGENT."

Plaintiff's Exhibit No. 140¹/₂A.

ENVELOPE DIRECTED TO JOHN I. WELLS,
BOISE, IDAHO.

"Bert Nugent,

Silver City, Idaho.

Mr. JOHN I. WELLS,

Boise, Idaho."

Plaintiff's Exhibit No. 140B.

LETTER OF JOHN I. WELLS TO ALBERT
NUGENT, DATED BOISE, IDA., DEC. 3RD,
1903."

"JOHN I. WELLS.

Real Estate

Room 8, Pack Building."

"Boise, Idaho, Dec. 3, 1903.

Albert P. Nugent,

Silver City,

Friend Bert:—

Enclosed find paper, authorizing Harry Worthman to act as your attorney; he is also mine. It won't cost you anything, and I will see you through,

and that you get your land, so don't say anything to any one and sign this paper, and return to me. Happy New Year.

Yours as ever,

JOHN I. WELLS.

Don't let anyone see this letter."

Plaintiff's Exhibit No. 140 $\frac{1}{2}$ B.

ENVELOPE DIRECTED TO JOHN I. WELLS,
BOISE, IDA.

"JOHN I. WELLS,
Real Estate,
Room 8 Pack Building,
Boise, Idaho."

JOHN I. WELLS,
Boise,

Idaho."

Plaintiff's Exhibit No. 140C.

Power of Attorney in Blank, to be executed in the matter of the extension of Timber and Stone Claim of Albert P. Nugent.

"UNITED STATES LAND OFFICE,
At Boise, City, Idaho.

"In the Matter of the Hearing of the Suspension of T. & A. S. S. No. 225, made by Albert P. Newgent, for the E. $\frac{1}{2}$ of NE. $\frac{1}{4}$, Sec. 15; SE. $\frac{1}{4}$ of SE. $\frac{1}{4}$ Sec. 10; and SW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of Sec. 11, Tp. 7 North, Range 5 East, B. M. To the Register and Receiver of the U. S. Land Office at Boise City, Idaho:

Gentlemen: You are hereby notified that I have employed Mr. Harry S. Worthman, Attorney at Law, of Boise City, Idaho, in the above entitled hearing and hereby authorize said Harry S. Worthman to represent me in all matters pertaining to said hearing in the U. S. Local and General Land Offices.

Witnesses by,
_____,”

Plaintiff's Exhibit No. 140D.

Duebill for \$137.00 to John I. Wells, signed Albert P. Nugent, dated Boise, Ida., Dec. 10th, 1901.

Plaintiff's Exhibit No. 140E.

LETTER TO BERT NUGENT FROM JOHN I.
WELLS, DATED BOISE, IDAHO, DEC.
26th, 1902.

“JOHN I. WELLS,
Real Estate,
Room 8 Pack Building.”

Boise, Idaho, Dec. 26th, 1902.

“Mr. Bert Newgent,
Silver City.

Friend Bert:

Your of the 21st at hand, and in reply will say, I will know in a few days what to do in your timber claim, you will not have to come over, if you get a lawyer here to look after it, until the date of trial. I will have my attorney look up the matter, and I think you had better have him to fight the thing for you. Bert, I will stay by you in this matter, and you

will get your claim. I will let you know the steps to take, in a day or two, so say nothing to no one, and burn this letter. Wishing you a good Christmas, and a happy New Year,

Your friend,
JOHN I. WELLS."

Plaintiff's Exhibit No. 140 $\frac{1}{2}$ E.

ENVELOPE ADDRESSED TO MR. BERT NUGENT, SILVER CITY, IDAHO.

"JOHN I. WELLS,
Real Estate,
Room 8 Pack Building."

"MR. BERT NEWGENT,
Silver City,
Idaho."

Plaintiff's Exhibit No. 140F.

Affidavit of Albert P. Nugent in re filing Timber & Stone claim, at request of John I. Wells, subscribed and sworn to June 21st, 1902, before Louis I. Sharp, Special Agent, G. L. O.

(Copy)

"State of Idaho,
County of Boise,—ss.

I, Albert T. Nugent, being first duly sworn, and upon oath say: my residence and post office address is Idaho City, Idaho, I have lived in the State of Idaho since the year of 1880, and am by occupation, a miner.

On the 24th day of Sept., 1901, I filed timber and stone entry No. 225, for the E. $\frac{1}{2}$ NE. $\frac{1}{4}$, Sec. 15,

SE. $\frac{1}{4}$ SE. $\frac{1}{4}$, Sec. 10, NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ Sec. 11 Township 7 N., Range 5 E., B. M.

I made this entry at the request of John I. Wells, Boise, Idaho, who expressly agreed that I was to get from him, *the him* the said John I. Wells, \$250.00, at the time I made proof, for making the above entry, and it was expressly agreed that the said John I. Wells, was to pay all expenses of making entry, and purchasing the land.

I herewith state the manner and circumstances of making entry, and how I received the money, and who I received it from.

I went to John I. Wells' office, and he gave me \$412.50 to purchase the land with, at the time of making proof, and the Land Office fees, on the day I submitted proof, I made proof and used this money, that was given me by John I. Wells. I took the receipt I got from the Receiver of the U. S. Land Office, and gave it to John T. Kinkaid, Boise, Idaho. who gave me \$137.50, the said John T. Kinkaid, then informed me that I would receive the balance, \$100.00 as soon as I got a patent for the land and made a transfer of the same.

Out of the \$412.50 paid me by John I. Wells, \$12.50 was given me as a part of the \$250.00.

Until the time I made proof, I did not know that John Kinkaid was interested in the scheme, but during the above transactions, neither John I. Wells or John Kinkaid made any attempt to disguise the fact that they were interested together in managing a large timber land deal, and securing people to make entries and paying them for doing so.

At the time I made entry of the above described tract of land, the following parties made timber and stone entries too; viz., Hal H. Wells, James T. Ball, Centerville, Idaho, Arthur Anderson, Pioneerville, Idaho, and Abel Edward Hunter, Centerville, Idaho, to my own personal knowledge, the circumstances attending these entries and the manner in which they were made, is exactly the same as mine, the aforesaid James T. Ball, Able Edward Hunter, and Hal H. Wells and myself, were together and received the \$412.50 in each others presence, from the said John I. Wells.

ALBERT P. NUGENT.

Subscribed and sworn to this day the 21st day of June, 1902.

LOUIS L. SHARP,
Special Agent G."

Plaintiff's Exhibit No. 141A.

GUSTAVE D. HOSELEY.

PLAT BOOK.

(Send up original.)

Plaintiff's Exhibits Nos. 142A to 142D.

Plaintiff's Exhibit No. 142A.

MATHIAS A. ZAPP: Residence, Idaho City, Ida.; occupation miner.

List of Timber and Stone Entries, upon which Charles F. Koelsch paid taxes in the year of 1903.
"LIST OF TIMBER AND STONE ENTRIES
UPON WHICH CHARLES F. KOELSCH
PAID TAXES IN THE YEAR OF 1903."

Name.	Amount.
Keane, John J.....	\$14.00
Nickerson, Frank B.	13.68
Thompson, Nellie G.....	13.47
Woodmore, Dan.....	14.00
Pearson, Margaret	14.00
Pearson, William.....	14.00
Bowen, S. C.	14.00
Burns, L. K.	14.00
Greig, Samuel.....	13.47
Greig, Sarah.....	14.00
Lane, Frank.....	14.00
West, Dean.....	14.00
Brisban, Edward.....	13.93
Marcum, William J.....	14.07
Byro, John A.	14.00
Peterson, Carl J.	14.00
Rothine, Gustave....	14.00
Abrams, W. W.....	14.00
Granger, Homer.....	14.00
Humphrey, Henry.....	14.00
Lewin, Gertrude.....	14.00
Dye, Roy,	14.00
West, Louisa B.....	14.00
Gillum, Altha	14.00
Gary, John.....	14.00
Wilmer, Wilber F.	13.22
Stephenson, Lettie.....	14.00
Stephenson, Martha.....	14.00
Lee, Lelia.....	14.00
Roberts, William F.	14.00
Walker, Charles	14.00

Name.	Amount.
Burchard, Charles J.	14.00
Wilmot, Charles M.	14.00
Flint, Uriah.....	14.00
Link, Gustave.....	14.00
Baker, J. O.	14.00
James, Henry.....	14.00
Arbuckle, Charles.....	14.00
Arbuckle, Susan	14.00
Hollister, Joseph M.	14.00
Hollister, Leonora	14.00
Cutler, George.....	14.00
Benedix, Henry	14.00
Gillum, Mack	14.00
Monroe, John C.....	14.00
Hamilton, James	14.00
Ries, Henry.	13.09
McBurney, Uriah	14.00
Monroe, Mary.....	14.00
Nelson, Charles.....	14.00
Nibler, Lewis	14.00
McDonald, John G.	14.00
Hunter, Kate.....	14.00
Lynch, Mary.....	14.00
Pool, Robert	14.00
Clyne, Henry.....	14.00
Brookhart, Arthur.....	14.00
Harrison, Walter	13.72
Pratt, Charles.....	14.00
Snow, Henry A.	14.00
Snow, Minnie.....	14.00
Snow, William F.....	14.00

Name.	Amount.
Ewing, Clara B.	14.00
Ewing, Albert B.	13.20
Humphrey, William H.	13.23
Humphrey, Lydia	14.00
Thompson, Jennie E.	10.50
Oleson, Jens	14.00
Christianson, John.	14.00
Youngkin, John A.	14.00
Gibbard, William H.	14.00
Anderson, Elof.	14.00
Anderson, Emma	13.82
Ownbey, Jackson	14.00
Ownbey, Harrison.	14.00
Ownbey, James.	14.00
Ownbey, Mary.	13.89
Parker, Burt.	14.00
Kelley, Thomas F.	14.00
Neal, John M.	14.00
Neal, Maud P.	14.28
Starn, Edward.	14.00
Starn, Mary.	14.00
Ownbey, Aaron.	14.00
Dockery, Eva	14.28
Dockery, Edward J.	14.00
Hart, Fannie R.	14.00
Hart, Irving W.	14.00
Kingsley, Charles.	14.00
Kingsley, Caro	14.00
Gibbard, Abbie	13.89
Cavanaugh, William.	14.00
Butler, Louisa	14.00

Name.	Amount.
Butler, L. V. M.	14.14
Fordber, Alice.....	14.28
Bayhouse, Henry	14.00
Twogood, Merritt	14.00
Hanson, Andrew.....	14.00
Kempner, Moses.....	14.00
Twogood, Ida.....	14.00
Bayhouse, Alfred	14.00
Sensenig, Emerson S.....	14.00
Nusbaum, Jacob.....	14.00
Eagleson, Ben C.....	14.00
Ellis, George T.....	14.00
Thompson, Mary J.....	13.93
Willhite, General F.....	14.00
Willhite, Elizabeth....	14.00
Bilderback, Emma.....	14.00
Bayhouse, Delilah....	14.00
Johnson, Oliver....	14.00
Noble, William F.....	14.00
Eagleson, Charles H.....	14.00
Eagleson, Harry K.....	14.00
Bayhouse, Frank.....	14.00
Blandford, Emma.....	14.00
Blandford, Samuel E.....	\$14.00
Alexander, Caroline.....	14.00
Eagleson, Helen.....	14.00
Beckley, Charles	14.00
Beckley, Mantie..	14.00
Sensenig, L. C.....	14.00
Nusbaum, Pearl I.....	14.00
Schmelzel, Elizabeth....	14.00

Name.	Amount.
Cooper, Jeanette B.....	14.00
Kempner, Annie.....	14.00
Thompson, David G.....	14.00
Bayhouse, George... ..	14.00
Belk, James.....	14.00
Stahl, Arietta... ..	13.65
Stahl, Benjamin E.....	14.00
Martin, Henrietta.....	13.62
Martin, William H.....	14.00
Gardner, Elmer E.....	14.00
Joplin, Senora.....	14.00
Wilson, Lena... ..	14.00
Wilson, Walter.....	14.07
Youngkin, Susie... ..	13.89
Marcum, Sam.....	14.00
Allen, Homer.....	14.00
Wilmot, Ezra.....	14.00
Ensworth, George H.....	14.00
Brookhart, Adella C.....	14.00
Gibson, George G.....	14.00
Lane, W. C.....	14.00
Judge, William.....	14.00
Hoover, Sedgwick... ..	14.00
Thurman, Lola	14.00
Thurman, Frederick	\$14.00
Worthman, Henry	14.00
Walker, W. S.....	14.00
French, Joe	14.00
French, John D.....	14.00
Butler, Edward E.....	14.00
Barker, Smith	14.00

Name.	Amount.
Patterson, Charles	14.00
Lewin, William H.....	14.00
Warren, George S.....	14.00
Heel, Robert	13.58
Rose, John W.....	14.00
Joplin, Andrew	14.07

“State of Idaho,
County of Boise,—ss.

M. A. Zapp, being duly sworn and upon his oath deposes and says, that he was the duly elected and qualified assessor and collector of Boise County, Idaho, for the years of 1903 and 1904; that each of the above named parties made timber and stone entries in said Boise County, Idaho, and that the taxes assessed to each of the above named parties was paid by Charles F. Koelsch in the year of 1903; that per the request of said Koelsch, the tax receipts were issued in the name of each of the above named parties.

M. A. ZAPP.

Subscribed and sworn to before me this 19th day of March, 1907.

W. S. WADE,
Special Agent, G. L. O.

1904 List.

Name.	Amount.
Keene, John J.....	\$16.80
Nickerson, F. G.....	16.42
Stephenson, M.	16.80

Name.	Amount.
Lee, L.	16.80
Pearson, Mary	\$16.80
Thompson, Nellie	16.70
Woodmore, Dan	16.80
Pearson, William	16.80
Bowen, S. C.....	16.80
Burns, L. K.....	16.80
Greig, S.	15.26
Greig, Sarah	16.80
Lane, Frank	16.80
West, Dean	16.80
Brisbin, E.	16.80
Marcum, William	16.90
Byro, John	16.80
Peterson, Carl J.....	16.80
Rothine, G. A.....	16.80
Abrams, W. W.	16.80
Granger, H.	16.80
Humphrey, H.	16.80
Lewin, G.	16.80
Dye, Roy	16.80
West, L. A.....	16.80
Gillum, A.....	16.80
Gary, John	16.80
Wilmot, W.	15.82
Stephenson, L.	16.80
Link, Mary	16.80
Brookhart, A.	16.80
Pratt, Charles	16.80
Snow, H.	16.80
Snow, M.	16.80

Name.	Amount.
Snow, W.	16.80
Roberts, William	\$16.80
Walker, Charles	16.80
Burchard, C. J.	16.80
Wilmot, C.	16.80
Flint, U.	16.80
Link, G.	16.80
Baker, J. O.	16.80
James, H.	16.80
Arbuckle, Charles	16.80
Arbuckle, S.	16.80
Hollister, J. M.	16.80
Hollister, L.	16.80
Cutler, G.	16.80
Benedix, H. F.	16.80
Gillum, M.	16.80
Monroe, J. C.	16.80
Hamilton, James	16.80
Ries, H.	15.75
McBurney, U.	16.80
Monroe, M.	16.80
Glass, T. M.	16.80
Nelson, Charles	16.80
Nibler, L.	16.80
McDonald, J. G.	16.80
Hunter, Kate	16.80
Clyne, H.	16.80
Harrison, W. L.	16.45
Hart, I.	16.80
Starn, Mary	16.80
Kingsley, Charles	16.80

Name.	Amount.
Kingsley, C.	16.80
Ewing, C.	\$16.80
Ewing, A.	15.82
Humphrey, H.	15.89
Humphrey, L.	16.80
Thompson, J.	12.60
Oleson, Jens	16.80
Christensen, J.	16.80
Youngkin, J.	16.80
Gibbard, W.	16.80
Anderson, E.	16.80
Anderson, E.	16.80
Ownbey, J.	16.80
Ownbey, Harrison	16.80
Ownbey, James	16.80
Ownbey, Mary	16.66
Parker, B.	16.80
Kelley, T.	16.80
Neal, J. M.	16.80
Neal, M.	17.15
Starn, E. H.	16.80
Ownbey, A.	16.80
Dockery, E.	17.15
Dockery, E. J.	16.80
Hart, Fannie	16.80
Eagleson, Charles	16.80
Blandford, S.	16.80
Blandford, E.	16.80
Alexander, C.	16.80
Eagleson, H.	16.80
Beckley, Charles	16.80

Name.	Amount.
Beckley, M.	16.80
Gibbard, Ada	\$16.66
Cavanaugh, W. S.....	16.80
Butler, Louisa	16.80
Butler, E.....	16.85
Fordney, Alice	17.15
Bayhouse, H.....	16.80
Kempner, M. H.....	16.80
Twogood, M.....	16.80
Hanson, A.....	16.80
Twogood, Ida	16.80
Bayhouse, A.....	16.80
Sensenig, E.....	16.80
Nusbaum, J.....	16.80
Eagleson, Benjamin	16.80
Ellis, G. T.....	16.80
Thompson, Mary	16.59
Willhite, General	16.80
Willhite, E.....	16.80
Bilderback, E.....	16.80
Bayhouse, G.....	16.80
Johnson, O.....	16.80
Noble, William	16.80
Eagleson, H.....	16.80
Bayhouse, F.....	16.80
Brookhart, Della	16.80
Gibson, G. G.....	16.80
Lane, W. C.....	16.80
Judge, W.....	16.80
Hoover, S.....	16.80
Thurman, L.....	16.80

Name.	Amount.
Thurman, F.....	16.80
Nusbaum, P.....	\$16.80
Sensenig, L.....	16.80
Schmelzel, E.....	16.80
Cooper, J. B.....	16.80
Kempner, Annie	16.80
Thompson, D.....	16.80
Bayhouse, George	16.80
Belk, James	16.80
Stahl, A.....	16.38
Stahl, B.....	16.80
Martin, H.....	16.35
Martin, W. H.....	16.80
Gardner, E. E.....	16.80
Joplin, Senora	16.80
Wilson, Lena	16.80
Wilson, W.....	16.91
Youngkin, S.....	16.59
Marcum, S.....	16.80
Allen, H. G.....	16.80
Wilmot, E.....	16.80
Ensworth, G.....	16.80
Woodburn, J.....	14.00
Davison, William	14.00
Ross, W. A.....	14.00
Ross, Josie	14.00
Scully, M.....	14.00
Martin, F. R.....	14.00
Martin, Jane	14.00
Kinnert, L.....	14.00
Campbell, A.....	14.00

Name.	Amount.
Ellis, A. T.....	14.00
Worthman, H.....	\$16.80
Walker, W. S.....	16.80
French, Joseph	16.80
French, John	16.80
Butler, E. E.....	16.80
Barker, Smith	16.80
Patterson, Charles	16.80
Lewin, W.....	16.80
Warren, G. S.....	16.80
Heel, Robert	16.31
Rose, John	16.80
Joplin, A.....	16.90
Gardner, N. M.....	12.60
Eagleson, G.....	14.00
Eagleson, M.....	13.48
Martin, Frank	14.00
Martin, Ella	14.00
Fisher, Anna	14.00
Ehrmanntrautt, J. J.....	14.00
Ehrmantrautt, M. M.....	14.00
Cleora Snow	14.00
Cassidy, H. F.....	14.00
Pawley, J. J.....	14.00
Balentine, C. W.....	14.00
Williams, John	16.80
Roberts, L. J.....	14.00
Roberts, Ada	13.86
Austin, W. C.....	14.00
Horner, S. S.....	14.00
Horner, H.....	14.00

Name.	Amount.
Blevin, C. C.....	14.00
Harbough, R. J.....	14.00
Martin, T. L.....	14.00
Coleman, W.....	14.00
Faraday, C. B.....	14.00
Noble, H. B.....	14.00
Penrod, Joe	14.00
Reeves, W. R.....	16.80
Avery, G. R.....	14.00
Clawson, C. W.....	14.00
Kinkaid, John	16.80
Pritchard, L. M.....	16.80
Resser, Burt	14.00
Jaycox, O.....	14.00
Jaycox, L.....	14.21
Hobbs, John	14.00
Vance, Sam	14.00
Allan, Ban	14.00
Butler, G. W.....	\$14.00
Dobbs, E.....	14.00
Dobbs, H.....	13.90
Joplin, W.....	16.80
Bush, E.....	14.00
Sullivan, H.....	14.00
Sullivan, J.....	14.00
Harrington, E. A.....	14.00
York, G.....	14.00
Young, N. H.....	16.80
Weasel, F. T.....	14.00
Lothrop, R. C.....	14.00
Downs, Pat	16.80

Name.	Amount.
Cassell, John	16.80
Gardner, C. M. A. Son.....	26.95
Folsom, L. L.....	16.80
Maynard, H.....	14.00

“State of Idaho,
County of Boise,—ss.

M. A. Zapp, of lawful age, being duly sworn and upon his oath deposes and says that he was the duly elected and qualified Assessor and Tax Collector for Boise County, Idaho, during the years of 1903 and 1904.

Affiant states upon his oath that the taxes assessed against each of the above named parties on their respective timber land entries was paid by Frank Steunenberg in the said year of 1904, same having been paid by check No. 613, amount \$3,643.57 on the First National Bank of Boise, Idaho; That tax receipts were issued in the name of each of the said above-named parties per the request of the said Frank Steunenberg.

Lyon Cobb was with Frank Steunenberg at the time said check in payment for the taxes assessed against the lands entered by the above parties was delivered to this affiant.

M. A. ZAPP.

Subscribed and sworn to before me this 19th day of March, 1907.

W. S. WADE,
Special Agent G. L. O.”

Plaintiff's Exhibit No. 142B.

List of Barber Lumber Co. Land, Boise County, Idaho.

"LIST OF BARBER LUMBER CO. LANDS.

Boise County, Idaho.

Des.	Sec.	T.	R.	Acres.	Des.	Sec.	T.	R.	Acres.
SW. NE.	4	4	4	40.	SW.NW.	10	6	4	40.
SW. NE.	6			40.	SE. SW.				40.
Lot 4				27.10	SW. NE.	12			40.
Lot 5				39.12	N. $\frac{1}{2}$ SE.				80.
SE. NW.				40.	SE. SE.				40.
SE. $\frac{1}{4}$				160.	NE. NE.	13			40.
Lots 5,6,7	4	5	4	120.	NE. $\frac{1}{4}$	15			160.
SE. NW.				40.	NW. $\frac{1}{4}$				160.
NE. SW.				40.	SW. $\frac{1}{4}$				160.
W. $\frac{1}{2}$ SE.				80.	SE. $\frac{1}{4}$				160.
NW. NE.	9			40.	SE. SW.	17			40.
SE. NW.	17			40.	NE. SE.				40.
N. $\frac{1}{2}$ SW.				80.	S. $\frac{1}{2}$ SE.				80.
NW. SE.				40.	SW. NE.	19			40.
SW. SE.	18	5	4	40.00	NE. $\frac{1}{4}$	20	6	4	160.
NW. NE.	19			40.00	NW. $\frac{1}{4}$				160.
NE. NW.				40.00	SW. $\frac{1}{4}$				160.
Lot 1				41.38	SE. $\frac{1}{4}$				160.
SE. SW.	33			40.00	NE. $\frac{1}{4}$	21			160.
W. $\frac{1}{2}$ SE.				80.	NW. $\frac{1}{4}$				160.
					SW. $\frac{1}{4}$				160.
Lot 2,	1	6	4	34.83	SE. $\frac{1}{4}$				160.
SW. NE.				40.	W. $\frac{1}{2}$ NE.	22			80.
W. $\frac{1}{2}$ SE.				80.	NW. $\frac{1}{4}$				160.
SW. NE.	5			40.	NW. SW.				40.
N. $\frac{1}{2}$ SE.				80.	S. $\frac{1}{2}$ SW.				80.
SW. SE.				40.	N. $\frac{1}{2}$ SE.				80.
NE. $\frac{1}{4}$	8			160.	SW. SE.				40.

Des.	Sec.	T.	R.	Acres.	Des.	Sec.	T.	R.	Acres.
N.1/2 NE.	10			80.	SE.NW.	23			40.
N. 1/2 NW.				80.	SW.1/4				160.
E.1/2NE.	25			80.	NW.1/4	17	6	6	160.
N.1/2NE.	27			80.	S.1/2SW.				80.
SE. NE.				40.	S.1/2SE.				80.
E.1/2 SE.				80.	E.1/2NE.	18			80.
NE. NE.	28			40.	E.1/2SE.				80.
NW. NE.				40.	E.1/2NE.	19			80.
SW. NE.				40.	E.1/2SE.				80.
NW. 1/4				160.	NE.1/4	20			160.
SW. 1/4				160.	NW.1/4				160.
W. 1/2 SE.				80.	SE.1/4				160.
NE. 1/4	29			160.	SW.1/4	21			160.
NW. 1/4				160.	S.1/2SW.	22			80.
SW. 1/4				160.	E.1/2NW.	23			80.
SE. 1/4				160.	E.1/2SW.				80.
S.1/2 NE.	32			80.	N.1/2NW.	27			80.
S.1/2NW.	32	6	4	80.					
E. 1/2 SW.				80.	NW. 1/4	28	6	6	160.
W.1/2 SW.				80.					
N.1/2 SE.				80.	SW.1/4				160.
SW. SE.				40.	NE.1/4	29			160.
N.1/2 NW.	33			80.	N. 1/2 SW.				80.
SW.NW.				40.	SW.SW.				40.
NW.SW.				40.	NW.SE.				40.
NE.1/4	34			160.	SE.1/4	31			160.
SE.1/4	7	6	5	160.	NE.1/4	32			160.
NW.1/4	21			160.					
S.1/2SE.	7	6	6	80.	E.1/2NW.				80.
S.1/2SW.	8			80.	E.1/2SW.				80.
NW.SE.				40.	SE.1/4				160.
S1/2.SE.				80.	NW.1/4	33			160.
E.1/2SE.	11			80.	SW.1/4				160.
N.1/2NE.	12			80.	Lot 1	1	6	7	39.98
SW.NE.				40.	Lot 2				39.92

Des.	Sec.	T.	R.	Acres.	Des.	Sec.	T.	R.	Acres.
W.1/2SW.				80.	S.1/2NE.				80.
NW.SE.				40.	Lot 3				39.88
NE.NE. 17				40.	Lot 4				39.82
S.1/2NW. 1	6	7		80.	Lot 1	1	7	5	39.75
N.1/2SE.				80.	Lot 2				39.26
SE.SE.				40.	S.1/2NE.				80.
NE.NE. 12				40.	Lot 3				38.76
Lot 1	5	6	8	39.74	Lot 4				38.27
Lot 2				40.03	SE.NW.				40.
Lot 3				40.31	NE.SW.				40.
Lot 4				40.60	NW.SW.				40.
Lot 2	6			40.46	SE.SW.				40.
SW.NE.				40.	SE.1/4				160.
Lot 3				40.28	Lot 1	2			38.22
Lot 4	6	6	8	40.71	Lot 2	2	7	5	38.63
Lot 5				40.62	S.1/2NE.				80.
SE.NW.				40.	Lot 3				39.03
Lot 6				40.64	S.1/2NW.				80.
Lot 7				40.65	Lot 4	4			40.70
W.1/2NE. 17				80.	SW.NW.				40.
E.1/2NW.				80.	Lot 3	5			40.39
NW.1/4 29				160.	Lot 4				40.24
SW.1/4				160.	S.1/2NW.				80.
NE.1/4 30				160.	SW.1/4				160.
E.1/2NE. 31				80.	S.1/2SE.				80.
W.1/2NW.32				80.	Lot 1	6			40.14
E.1/2SE.				80.	SW.NE.				40.
W.1/2SW.33				80.	SE.1/4				160.
					NE.1/4	7			160.
SW.NE. 33	7	4		40.	SE.NW.				40.
S.1/2NW.				80.	E.1/2SW.				80.
SW.1/4				160.	SE.1/4				160.
NW.SE.				40.	NE.1/4	8			160.
SW.NE. 34				40.	NW.1/4				160.
S.1/2NW.				80.	SW.1/4				160.

Des.	Sec.	T.	R.	Acres.	Des.	Sec.	T.	R.	Acres.
NW.SE.	8	7	5	40.	NE.1/4	23			160.
S.1/2SE.				80.	NW.1/4				160.
N.1/2NW.	9			80.	N.1/2SW.				80.
SE.1/4	11			160.	SE.1/4				160.
NE.1/4	12			160.	NE.1/4	24			160.
NE.NW.				40.	NW.1/4				160.
S.1/2NW.				80.	SW.1/4				160.
SE.1/4				160.	SE.1/4				160.
NE.1/4	13			160.	NE.1/4	25			160.
NW.1/4				160.	NW.1/4				160.
NE.1/4	14			160.	SE.1/4				160.
NE.1/4	17	7	5	160.	S.1/2SE.	26	7	5	80.
NW.1/4				160.	NW.NE.	27			40.
SW.1/4				160.	N.1/2NW.				80.
SE.1/4				160.	NW.SW.				40.
NE.1/4	18			160.	S.1/2SW.				80.
NE.NW.				40.	NE.1/4	28			160.
N.1/2SE.				80.	E.1/2NW.				80.
NE.NW.	19			40.	N.1/2SW.				80.
Lot 1				35.19	NW.SE.				40.
N.1/2NE.	20			80.	S.1/2SE.				80.
SW.NE.				40.	W.1/2NE.	30			80.
E.1/2NW.				80.	E.1/2NW.				80.
E.1/2NE.	21			80.	Lot 1				36.54
NW.NW.				40.	Lot 2				36.64
E. 1/2 SW.				80.	NE.SW.				40.
E.1/2SE.				80.	Lot 3				36.72
NW.NE.	22			40.	Lot 4				36.82
NW.1/4				160.	SE.SW.				40.
SW.1/4				160.	NW.SE.				40.
N.1/2SE.				80.	W.1/2NE.	31			80.
E.1/2NW.	31			80.	Lot 1	1	7	7	39.88
Lot 1				36.95	Lot 2				39.63
Lot 2				37.12	Lot 3				39.39
NE.SE.				40.	Lot 4				39.14

Des.	Sec.	T.	R.	Acres.	Des.	Sec.	T.	R.	Acres.
SE.SE.	32			40.	Lot 1	2			39.07
E.½NE.	33			80.	Lot 2				39.19
S.½SW.				80.	S.½NE.				80.
W.½NE.	34			80.	Lot 3				39.29
NW.¼				160.	Lot 4				39.41
SE.¼				160.	S.½NW.				80.
N.NE.	35			80.	Lot 2	3			39.01
SE.NE.	35	7	5	40.	SW.NE.	3	7	7	40.
SW.¼				160.	Lot 3				38.71
SE.¼				160.	SE.NW.				40.
Lot 3	6	7	6	40.07	E.½SW.				80.
Lot 4				34.32	W.½SE.				80.
Lot 5				34.49	E.½SE.	11			80.
SE.NW.				40.	NE.¼	12			160.
NE.SW.				40.	NE.NW.				40.
Lot 6				34.69	S.½NW.				80.
Lot 7				34.89	SW.¼				160.
SE.SW.				40.	SE.¼				160.
NE.SW.	7			40.	NE.¼	13			160.
Lot 3				35.37	NW.¼				160.
Lot 4				35.52	SW.¼				160.
SE.SW.				40.	E.½NE.	14			80.
NE.NW.	18			40.	NE.SE.				40.
Lot 1				35.65	S.½SE.				80.
Lot 2				35.75	N.½SW.	15			80.
SE.NW.				40.	N.½SE.				80.
					NE.SE.	21			40.
W. ½NE.	22	7	7	80.	Lot 3	6	7	8	40.44
E.½NW.				80.	Lot 4				36.63
N.½SW.				80.	Lot 5				36.79
SW.SW.				40.	NE.NW.	7			40.
N.½NE.	23			80.	Lot 1				37.71
E.½NE.	24			80.	Lot 2				37.88
N.½SE.				80.	SE.NW.				40.
SE.¼	25			160.	NE.SW.				40.

Des.	Sec.	T.	R.	Acres.	Des.	Sec.	T.	R.	Acres.
SW.NW. 26				40.	Lot 3				38.06
W.1/2SW.				80.	Lot 4				38.23
NE.SE. 27	7	7		40.	SE.SW. 7	7	8		40.
Lot 4	2	7	8	41.60	SE. 1/4				160.
S.1/2NW.				80.	N.1/2NE. 8				80.
SW.1/4				160.	SE. NW.				40.
NW.SE.				40.	SW.1/4				160.
Lot 1	3			41.60	S.1/2NE. 9				80.
Lot 2				41.60	NW. NW.				40.
S.1/2NE.				80.	E.1/2SW.				80.
Lot 3				41.60	SE.1/4				160.
Lot 4				41.60	NE.1/4 10				160.
S.1/2NW.				80.	NW.1/4				160.
SW.1/4				160.	SW.1/4				160.
SE.1/4				160.	SE.1/4				160.
Lot 1	4			41.59	NW.1/4 11				160.
Lot 2				41.58	SW.1/4				160.
S.1/2NE.				80.	SW.1/4 12				160.
Lot 3				41.56	SE.1/4				160.
Lot 4				41.55	NW.1/4 13				160.
S.1/2NW.				80.	W.1/2NE. 14				80.
SW.1/4				160.	NW.1/4				160.
N.1/2SE.				80.	SW.1/4				160.
SW.SE.				40.	W.1/2SE.				80.
N.1/2NE. 15				80.	S.1/2NE. 24	7	8		80.
N.1/2NW.				80.	NW.1/4				160.
S.1/2SE.				80.	N.1/2SW.				80.
SE.NE. 17				40.	SE.SW.				40.
SE.1/4				160.	SE.1/4				160.
Lot 4	18			38.74	NE.1/4 25				160.
SE.SW.				40.	NW.1/4				160.
S.1/2SE.				80.	SW.1/4				160.
NW.NE. 19				40.	SE.1/4				160.
S.1/2NE. 19	7	8		80.	SE.NE. 26	7	8		40.
NE.NW.				40.	NE.NW.				40.

Des.	Sec.	T.	R.	Acres.	Des.	Sec.	T.	R.	Acres.
Lot 1				38.90	NW.NW.				40.
Lot 2				39.10	SW.NW.				40.
SE.NW.				40.	NW.SW.				40.
NE.SW.				40.	NE.SE.				40.
Lot 3	19			39.30	S.1/2SE.				80.
N.1/2SE.				80.	NE.1/4	27			160.
NW.NE.	20			40.	NW.1/4				160.
S.1/2NE.				80.	N.1/2SW.				80.
SW.NW.				40.	SE.1/4				160.
NE.SE.				40.	NE.1/4	28			160.
NE.1/4	21			160.	N.1/2SE.				80.
NE.NW.				40.	SW.SW.	29			40.
S.1/2NW.				80.	Lot 1	30			39.70
NW.SW.				40.	Lot 2				39.90
NE.1/4	22			160.	NE.SW.				40.
NW.1/4				160.	Lot 3				40.10
SW.1/4				160.	Lot 4				40.30
SE.1/4				160.	SE.SW.				40.
N.1/2NE.	23			80.	SE.1/4				160.
NE.NW.				40.	NE.1/4	31			160.
S.1/2NW.				80.	NE.NW.				40.
SW.1/4				160.	Lot 1				40.42
Lot 2	31			40.48					
SE.NW.				40.					
NE.SW.				40.					
Lot 4				40.58					
SE.SW.				40.					
SE.1/4				160.					
NE.1/4	32			160.					
NW.1/4	32	7	8	160.					
SW.1/4				160.					
SE.1/4				160.					
SW.1/4	33			160.					
E.1/4NE.	34			80.					
N.1/2SE.				80.					

Des.	Sec.	T.	R.	Acres.	Des.	Sec.	T.	R.	Acres.
NE.1/4	35			160.					
S.1/2NE.	25	8	5	80.					
S.1/2NW.				80.					
SW.1/4				160.					
SE.1/4				160.					
NE.1/4	26			160.					
SE.1/4				160.					
SE.NE.	27			40.					
E.1/2SE.				80.					
S.1/2SW.	32			80.					
S.1/2NW.	33			80.					
SW.1/4				160.					
NE.NE.	34			40.					
NE.1/4	35			160.					
NE.NW.				40.					
SE.NW.				40.					
E.1/2SW.				80.					

Total number of acres, 40,506.45.

Plaintiff's Exhibit No. 142C.

LETTER FROM FRANK STEUNENBERG TO
MATTHIAS ZAPP, DATED DEC. 27th, 1904.

“BARBER LUMBER COMPANY,
Boise, Idaho.

Dec. 27, 1904.

Matt Zapp,

Assessor, Boise Co.,

Idaho City, Idaho.

Dear Sir: Herewith, list of lands (by name) on which Mr. Koelsch paid taxes last year. There are a number to be added to this list for this year, list of which I will bring with me. Make out receipts

to the individual to whom assessed. I will be in Idaho, Friday or Saturday.

Very truly,

FRANK STEUNENBERG."

Plaintiff's Exhibit No. 142D.

ENVELOPE ADDRESSED TO HON. MATT. ZAPP, IDAHO CITY, IDAHO, WITH RETURN ADDRESS, BARBER LUMBER COMPANY, BOISE, IDAHO.

"After 7 days return to
BARBER LUMBER COMPANY,
BOISE, IDAHO."

"Hon. MATT ZAPP,
Idaho City,
Assessor. Idaho."

Plaintiff's Exhibits Nos. 143A to 143, etc.
EXHIBITS OF L. G. CHAPMAN.

Plaintiff's Exhibit No. 143A.

Plat Book Marked C. B. Conners, Chippewa Falls, Wisconsin, dated July, 1902.

(Send up original.)

Plaintiff's Exhibit No. 143B.

Plat Book Marked 6-4, C. B. Conners, Chippewa Falls, Wisconsin.

(Send up original.)

Plaintiff's Exhibit No. 143C.

List and Estimates of timber land owned by Barber Lumber Company, in Idaho.

(Send up original.)

Plaintiff's Exhibit No. 143P to 143W.
STATEMENT FRANK STEUNENBERG AC-
COUNT.

"FRANK STEUNENBERG'S ACCOUNT.

1903.

Feb. 18.	To Paid your Draft.....	20,000.00	
20.	" " "	25,000.00	
Mch. 23.	" " "	20,000.00	65,000.00
Apr. 11.	" " "	10,000.00	
May 13.	" " "	7,500.00	17,500.00

June 2. Amounts paid you by A. E.

Palmer, as follows:

April 10-02.	Ck.	5,800.00	
" 11.	"	1,200.00	
" 25.	"	826.00	
May 2-02.	"	250.00	
June 16-02.	"	5,000.00	
" 25.	"	5,000.00	
" 26.	"	5,000.00	
" 30.	"	5,000.00	
July 7.	"	5,000.00	
" 21.	"	10,000.00	
Aug. 15.	"	5,000.00	
Oct. 31.	"	3,000.00	
Dec. 2.	"	6,000.00	57,076.00

June 2. F. Stuenenberg share in

Sweet Land deal.....

3,750.00

June 2. By Apr. 10-02. Cost of 97 Titles.

	Forward,	143,326.00	
(Full claims and for Sherman			
& Jennie Thompson's claims			
(120 acres) as follows:			
78,200.+10,975.—32,925=	..56,250.00		
Advances to purchasing to date			
April 10, 1902.....	3,712.00		
Aug. 15, 1902, Pd. P. H. Downs			
for estimating 5 Scrip forties			
in 7-5E and 8-5E.....	250.00		
Mch. 23, 1903, Paid Samuel and			
Emma Swan a/c mortgage			
SE. ¼ 35-8-5E. and SW. ¼			
25-7-5E.	1,393.50		61,605.50
June 30. June 23, 1903, Deposited to your			
credit		50,000.00	
July 7. By Jan. 2, 1903, paid W. E.			
Borah before Land Board....	350.00		
By 78 Titles @ 950.00.....	74,100.00		74,450.00
Forward	193,326.00	136,055.50	

FRANK STEUNENBERG.

1903.

	Forward	193,326.00	136,055.50
July 7.	By Jan. 21, 1903. Paid W. E. Pierce & Co., advance payment on options viz., Coston.....\$500.00 Drake..... 100.00 Bedal..... 200.00 McMahon... 200.00	1,000.00	
	April, 27. Paid on Coston option	125.00	
	May, 26. Kate & Joe Perrault.	7,500.00	
	June 1. Pd. on Coston option..	125.00	8,750.00
	By April 8, 1903. Paid W. E. Borah 6 Mos. retainer to July 1, 1903		600.00
	By 12/5/02. Advance Taylor trip to Crooked River.....	7.00	
	1/2/03. Same	75.00	
	4/10/03. Paid J. C. Stevenson balance Survey a/c.....	86.50	
	4/15/03. Paid W. H. Taylor balance on trip to Crooked River	253.82	
	7/7/03. Paid Buchanan helper to Taylor.....	27.00	449.32
July, 7.	By your expense account Dec. 1902 to July 1, 1903 and itemized in Home office Expense Account		258.72
Nov. 30.	To Sept. 29. Paid your draft..	1,500.00	
	Oct. 16. " " " ...	3,000.00	
	" 16. " " " ..	10,000.00	14,500.00
Dec. 31.	To Dec. 10. Deb. to your Cr....	10,000.00	
	" 24. " " " ..	12,600.00	22,600.00
Jan. 3.	To Sent W. E. Borah, Chicago Draft for deposit Cr. your a/c	6,600.00	
Mch. 3.	To Sent W. E. Borah, Chicago Draft deposit Cr. your a/c...	10,000.00	
June, 30.	By Paid Jno. McMahon 2nd payment on land Mill Site 6/23/03.	500.00	
	6/27/03. Pd. I. N. Coston on land Mill Site.....	26,750.00	
	6/27/03. Pd. Isaac Bedal Payment on Land.....	2,550.00	
	6/29/03. Pd. Wm. Drake final payment on Land.....	5,100.00	
	10/23/03. Pd. Jno. McMahon final payment on Land.....	5,700.00	40,600.00
	Forward	247,026.00	186,713.54

3.

FRANK STEUNENBERG.

1904.

	Forward	247,026.00	186,713.54
June 30.	By Paid for Typewriting 7/1/03.	4.60	
	5/26/03. Board Idanha.....	54.55	
	10/13/03. Stamps, Sty. etc..	25.00	
	9/30/03. Board Idanha.....	88.10	
	11/16/03. Stage to Idaho City.....	7.00	
	1/4/04. Subscriptions, viz. Idaho Statement 1 year....	7.00	
	Boise County News.....	6.00	
	3/28/04. Capital News.....	5.00	
	" Typewriting.....	12.00	
	3/31/04. Board Idanha.....	211.25	
	4/5/04. Typewriting	14.50	
	" Board Idanha.....	102.00	537.00
	8/7/03. Paid for maps showing Forest reserves.....	2.00	
	8/14/03. Pd. Pat. Downs expenses to Crooked River with G. D. Hoseley	38.00	
	10/13. Pd. Pat. Downs expenses to Crooked River and lying N. P. Script on unsurveyed land.....	36.00	
	3/28. Pd. W. R. Lake partial payment on Scrip, Min. & posting	100.00	
	Pd. Pat. Downs posting notices on Scrip location.....	200.00	
	4/19/04. Pd. W. R. Lake 2nd. partial payment on Scrip, min. & Posting.....	100.00	
	5/4/04. Pd. W. R. Lake, 3rd partial payment Scrip, etc.	100.00	
	May, 17, 04. pd. Mose Kemptner partial payment on land in Beaver Creek Meadows..	25.00	
	6/3/04. 17 Titles on Crooked & on North Fork @ 950. each.	17,150.00	
	5 Titles on N. Fork @ 800.00 each	4,000.00	
	25 Titles in Towns, 5-4-6-4 @ 800. each.....	20,000.00	
	2 Titles same Towns, @ 1,100. each	2,200.00	
	1 Title same Town.....	1,000.00	44,951.00
	Pd. 8/13/03. a/c. Forest fires John Wells trip to Center-ville	21.00	
	Pd. 9/1/03. Expenses trip to Boise a/c. Forest fires.....	30.00	51.00
	Forward.....	247,026.00	232,252.54

FRANK STEUNENBERG.

1904.

	Forward.....	247,026.00	232,252.54
June 30.	Pd. 9/26/03. George Young's expenses Fighting Forest Fires	167.00	
	Pd. 10/2/03. Abstract on McMahon Title Case.....	8.00	
	Pd. 10/13. Horse for Chapman.....	12.50	
	Pd. 10/23. Livery trip to Basin and Highland Dam with Chapman	43.00	
	Pd. 10/29. Trip to Basin with Chapman	30.00	
	Pd. 11/17. Trip to Twin Falls with Chapman.....	40.00	
	Pd. 4/19/04. A. T. Ingalls surveying McMahon lands..	15.50	
	6/30. Pd. W. E. Borah Feb. 22nd. to June 30th, as follows:		
	Livery for Hoseley.....	2.50	
	Abstract Co.	8.00	
	Recording Deeds, Boise Co....	39.80	
	John Kinkaid Services.....	200.00	
	J. J. Blake	3.50	
	Tom Callahan in McMahon Probate matter.....	100.00	
	Jonas Brown's fees.....	30.00	
	Recording Deeds, Boise Co. ..	198.00	897.80
	Pd. 7/2/03. W. E. Borah Costs in filing suits McMahon estate	50.00	
	Pd. 12/1/03. W. E. Borah balance salary as Attorney for 1903	600.00	
	Pd. 12/14/03. Expense in Trial cases	680.00	
	Pd. 1/2/04.....	20.00	
	Pd. 1/7/04. C. D. Hoseley...	250.00	
	Pd. 3/1/04. W. E. Borah salary as Attorney to July 1, 1904	600.00	2,200.00
	Pd. Dec. 30, 1903. Geo. W. Ridway cash 1st. National Bank, exch.		2.75
	Pd. 12/29/03. Pd. L. L. Folsom, Assessor Ada County for Texas, viz.,		
	Drake	8.50	
	Rand	13.29	
	Bedal	9.00	
	Coston	91.37	122.16
	12/30/03. Taxes on Timber land in Boise County.....	2,500.00	2,622.16
		247,026.00	237,975.25

vs. The Barber Lumber Company. 5225

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FRANK STEUNENBERG.

1904.				
		Forward.....	247,026.00	237,975.25
June 30.	By	Pd. 6/2/04. Jno. Kinkaid Taxes on Timber claims in Boise County:		
		Kinkaid	14.00	
		Downs	14.00	
		Carsell	14.00	42.00
		Pd. 1/4/04. I. C. Koelscher for train & Expenses trip to Idaho City a/c taxes on timber lands	25.00	67.00
	By	Pd. 11/19/03. One (1) Title	800.00	
		Pd. 30/04. One (1) Title balance due Jno. Wells....	421.50	1,212.50
	By	1/1/03. Trip to Spokane, Eau Claire & Washington, D. C.	200.00	
		7/4/02. Pd. G. M. Parson, Atty. before Land Office...	400.00	
		11/12/02. Trip to Tacoma..	50.00	
		1/1/03. Pd. A. B. Campbell Spokane services Special Agt.	200.00	
		Pd. 9/29/02. Room Rent July, Aug. & Sept. to Mrs. Gil- lespie	24.50	
		Board July, Aug. & Sept....	22.00	
		Dec. 13/02. Board, Idanha, & December, 1902	122.75	
		Pd. Bank of Commerce Ex- change on checks A. E. P. April, 10, 1902, to 12/2/02..	40.00	1,059.25
Aug. 31.	By	Collection on A. E. Palmer draft April 25, 1902.....	1.00	
		Error in Addition on first page statement of Oct. 5, 1903..	.50	1.50
			247,026.00	240,315.50
Dec. 19.		Balance	6,710.50	
1905.				
Jan. 9.	Ck. #766.	To Idanha Hotel Co..	286.25	
" 27.	Error in extension of 17 Titles on North Fork @ 9.50. each.	17,150.00		
	Should be	16,150.00	1,000.00	
Mar. 30.	Ck. #1246.	To List Natl. Bank To Balance account of W. E. Borah.....	22.80	
June 16.	Ck. #1738.	On account..	1,200.00	9,219.55

PINE LAND ACCOUNT.

1904.

Oct.	1.	To cash Ck. #34—W. R. Lake, Beulah B. Lake, NE. $\frac{1}{4}$, 8-6-4 Title #109...	\$800.00
"	11.	To cash Ck. #58—W. T. deed A. M. Briggs and quitclaim deed, B. M. Briggs to Barber Lbr. Co. SW. NE., N. $\frac{1}{2}$ SE. and SW. SE, 5-6-4 E. Title #191	800.00
Dec.	7.	To cash Ck. #434—Frank Martin NE. $\frac{1}{4}$, Sec. 34 6 N., 4 E., NW. NE., Sec. 27, N. $\frac{1}{2}$ SE. and NE. SE., Sec. 22, 6 N. 4 E., Titles 197 and 198, N. $\frac{1}{2}$ NE., W. $\frac{1}{2}$ NW., Sec. 10, 6 N., 4 E.....	2,850.00
"	19.	To cash Sunds. June 2nd, 1903—To amount paid Wm. Sweet by A. E. Palmer, April 10, 1902, by A. E. Palmer's Ck. #1007; viz: Wm. Sweet's Investments	21,950.00
		50% profit on same.....	10,975.00
		April 10, 1902, cost 97 Titles (full claims and for Sherman and Jennie Thompson's claims, (120 acres) as Follows: \$78,200+10,976—32,925	56,250.00
		advances to purchasing to date April 10, 1902	3,712.00
		Aug. 15, 1902, paid Downs for estimating Scrip, 40's in 7 and 8-5 E.....	250.00
		March 23, 1903; paid Samuel and Emma Swan a/c. Mt. 9 SE. $\frac{1}{4}$ 35-8-5 E. and SW. $\frac{1}{4}$ 25-7-5 E.....	1,393.50
		Jan. 21, 1903, paid W. E. Borah, services before Land Board.....	350.00
		July, 7, 1903, 78 Titles @ 950.00.....	74,100.00
Aug.	7th.	Paid Stevenson for maps showing forest reserves.....	2.00
		8/14. Downs to Crooked River with Hoseley	38.00
		10/13. Downs Exp. to Crooked River, laying N. P. Scrip on unsurveyed lands.	36.00
		Forward Sheet #2.....	169,056.50
			4,450.00

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PINE LAND ACCOUNT.

1904.

Forward Sheet #1.....169,056.50 4,450.00

Dec. 19.

3/28. W. R. Lake, partial payment on Scrip,
Minutes and Posting..... 100.00
Downs posting notices on Scrip, Loca-
tion 1st posting..... 200.00
4/19. W. R. Lake, 2nd partial pay-
ment on Script, Minutes and post-
ing 100.00
5/4/04. W. R. Lake, 3rd partial pay-
ment on Script, Minutes and posting. 100.00
5/7/04. Paid Morse Kemponer partial
payment on Land Beaver Creek
Meadows 25.00
6/30/04. 17 Titles on Crooked River
and North Fork @ 950.00 each....17,150.00
5 Titles on No. Fork @ 800.00 ea... 4,000.00
25 " in 5-4 and 6-4 @ 800.00....20,000.00
2 " same Twps. @ 1100.00..... 2,200.00
1 " " " " " 1,000.00

June, 30.

Nov. 19, 1903. 1 Title..... 800.00
6/30/04. Balance due Jno. J. Wells
one Title 412.50
10/8/03. Paid Coffin-Clinton Hdw.
Their bills 10/8/03 for tools..... 13.11
Oats, Boise Com. Co..... 6.10
Paid Stevenson for surveys, in unsur-
veyed Towns for laying N. P. Script. 418.18
Paid for making Townships, maps of
towns along Basin 34.00
Nov. 17. Expense a/e. sundry L. G.
Chapman 10.40
Nov. 27. Expense Chapman to Boise
and return and Expense of Board in
Idaho 273.15
Expense of G. D. Hoseley to Dec. 31,
1903, per his statement Jan. 1,
1904 710.94 216,609.88

Dec. 19.

G. D. Hoseley, viz.,
Ck. 2/5/04. Self Laying Script..... 20.00
" 3/16/04. " Looking Script Land.. 30.00
" 4/20/04. " For 6-5..... 25.00
" 3/24/04. " A. S. Holcomb(board). 4.00
" 5/26/04. " with M. Denny.25.00
Less cash retained by self.....11.75 13.25 92.25

Forward Sheet #3

221,152.13

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PINE LAND ACCOUNT.

1905.

	Forward Sheet #2.....	221,152.13	
Jan. 27.	Error Extension		
	17 Titles on N. Fork @ 950.00,	17,150.00	
	Should be,	<u>16,150.00</u>	1,000.00
" 28.	Check #841. G. D. Hoseley land Scrip:	800.00	
	" #842. Lots 2 (16.44), 7 (7.43), 8 (38.72), 9 (39.92), 10 (13.83) and SE. ¼ (40) NE. ¼ Sec. 25, T. 5 on R. 4 E. 156.34 acres, Title #200.....	500.00	
Feb. 22.	6430 Ft. Logs cut and not banked by J. W. & G. W. Burk and O. Madsen....		12.86
Mch. 3.	Check #1093. Ruth M. Hunt: SW. SW. and SE. SW. Sec. 22 and NE. NW. and NW. NW. 27, T. 6 R. 6, Title #201...	900.00	
May 1.	Check #1453. Thomas S. Martin: Lots 1 and 2 and S. ½ NE. ¼ Sec. 1, T. 7 N., R. 5 E., 159.01 acres, Title #207.....	800.00	
	SE. ¼ of NW. ¼, E. ½ of SW. ¼, NW. ¼ of SE. ¼ of Sec. 2, T. 7 N., R. 8 E., 160 acres, Title #207.....	800.00	
	Lots 3 and 4, S. ½ of NW. ¼ Sec. 3, T. 7 N., R. 8 E. (163 acres), except 5 acres around cabin, 158.20 acres, Title #209.....	800.00	2,400.00
May 15.	Check #1550. Frank Martin: Lot 4 and E. ½ of SW. ¼, Sec. 31, T. 7 N., R. 8 E., T. B. & M. J. Martin, 120.58 acres, Title #212.....	800.00	
	S. ½ SE. ¼ NE. ¼ SE. ¼ SE. ¼ NE. ¼ Sec. 17, T. 7 N., R. 5 E., E. J. and E. A. Phelps, 160 acres, Title #211.....	1,300.00	2,100.00
June 5.	Check, #1652. J. F. Cook: SE. NW. N. ½ SW. NW. SE. 17-5-4 E 160 acres, Title #215. Nellie M. Cook: W. ½ SW. 5-4-4 E. NW. 8-4-4 E., 120 acres, Title #214.....	3,500.00	
	Forward Sheet #4.....	231,135.13	1,012.86

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PINE LAND ACCOUNT.

1905.

	Forward Sheet #3.....	231,352.13	1,012.86
June 12.	Ck. #1688. Allen M. McClurg: SW. $\frac{1}{4}$ NE. $\frac{1}{4}$ Sec. 4, T. 4 N., R. 4 E., 40 acres, Title #216.....	425.00	
Aug. 7.	L. L. Hoseley: Lot 1, NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ and NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ Sec. 19, SW. $\frac{1}{4}$ SE. $\frac{1}{4}$ Sec. 18, T. 5 N., R. 4 E., 161.38 acres, Title #221.....	2,500.00	
Aug. 2.	Ck. #1986. Michall Koppas: SE. $\frac{1}{4}$ Sec. 12, T. 7 N., R. 5 E., 160 acres, Title 219.....	1,000.00	
" 2.	Ck. #1987. Evelyn O'Farrell: S. $\frac{1}{2}$ SE. $\frac{1}{4}$ Sec. 26, N. $\frac{1}{2}$ NE. $\frac{1}{4}$ Sec. 35, T. 7 N., R. 5 E., 160 acres, Title #220.....	1,000.00	
Sept. 2.	Ck. #2233. Victoria Louise Eoff: W. $\frac{1}{2}$ SE. $\frac{1}{4}$ and SE. SE. $\frac{1}{4}$ Sec. 8, NE. $\frac{1}{4}$ NE. $\frac{1}{4}$ Sec. 17, T. 6 N., R. 6 E., 160 acres, Title #223.....	900.00	
Sept. 22.	Ck. #2407. Idaho Trust & Sav. Bank % Agnes L. Stewart: N. $\frac{1}{2}$ of NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ of NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ Sec. 12, T. 6 N., R. 6 E., 160 acres, Title #225.....	800.00	
Sept. 30.	Ck. #2470. W. D. Fields: NP. Script for Selection of SW. SE. Sec. 27, T. 6 N., R. 4 E., 40 acres, SW. NW. Sec. 17, T. 5 N., R. 7 E., 40 acres, 80 acres @ 7.25, Title 226.....	580.00	
Oct. 21.	Ck. #2694. Mathilde Valery: W. $\frac{1}{2}$ SW. $\frac{1}{4}$ Sec. 12, E. $\frac{1}{2}$ SE. $\frac{1}{4}$ Sec. 11, T. 6 N., R. 6 E., Title #227.....	850.00	
	Forward Sheet #5.....	239,407.13	1,012.86

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PINE LAND ACCOUNT.

1905.

	Forward Page 4.....	239,407.13	1,012.86
Nov. 4.	Portland Draft, Chas. H. McCrum: SW. SE. SE. SW. NW. SE. SW. NE. Sec. 32, T. 6 N., R. 4 E., NE. SE. SE. NE. Sec. 32, T. 6 N., R. 4 E., NW. SW., SW. NW. Sec. 33, T. 6 N., R. 4 E., Title #228.....		1,800.00
Nov. 14.	Ck. #2939. John J. Blake: 40 acres Script @ 7.25 per acre to apply on SE. NE. Sec. 6, T. 4 N., R. 4 E., Title #229.....		290.00
Nov. 23.	Ck. #2995. John J. Blake: NE. $\frac{1}{4}$ NW. $\frac{1}{4}$ NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ NE $\frac{1}{4}$ SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ Sec. 17, T. 5 N., R. 4 E., 160 acres, Title #230.....		750.00
Nov. 29.	Ck. #3041. W. A. Johnson (Timber only): S. $\frac{1}{2}$ N. $\frac{1}{2}$ Sec. 20, T. 5 N., R. 4 E., Title #231.....		500.00
Dec. 2.	Ck. #3064. W. D. Field: Script to cover Lot 4, Sec. 3, T. 5 N., R. 4 E., 24.18 acres, Title #232.....		175.00
" 9.	Ck. #3142. John E. Tourtellotte: E. $\frac{1}{2}$ NW. $\frac{1}{4}$ E. $\frac{1}{2}$ SW. $\frac{1}{4}$ Sec. 23, T. 6 N., R. 6 E., 160 acres, Title #233.....		1,000.00
" 14.	Ck. #3197. Patrick Sheriden: SE. NE. E. $\frac{1}{2}$ SE. $\frac{1}{4}$ Sec. 27, T. 8 N., NE. NE. Sec. 34, R. 5 E., 160 acres, Title #234..		800.00
	Forward Sheet #6.....	244,722.13	1,012.86

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PINE LAND ACCOUNT.

1906.

	Forward Sheet #5.....	244,722.13	1,012.86
Feb. 5.	Ck. #2306. L. M. Pritchard: Balance % of Sam'l and Emma Swan, SE. $\frac{1}{4}$ Sec. 35-8-5 E., 160 Acres, SW. $\frac{1}{4}$ Sec. 25-7-5 E., 160 acres, S. & E. Swan to John J. Oberbellig, John J. Ober- belleg to Barber Lumber Co. 1393.50 part paid by F. Steuenberg. See Entry Journal A, page 18 (page 1)...	306.50	
Mch. 22.	Ck. #4066. 1st Nat'l Bank of Idaho % John Bates: NE. NW. and N. $\frac{1}{2}$ NE. Sec. 20, T. 7 N., NW. NW. Sec. 21, R. 5 E., 160 acres, Title #235.....	1,019.35	
May, 8.	Ck. #4457. C. F. Davis: N. $\frac{1}{2}$ SE. $\frac{1}{4}$ Sec. 13, N. $\frac{1}{2}$ SW. $\frac{1}{4}$ T. 5 N., R. 3 E., 160 acres, Title #236.....	850.00	
May 8.	Ck. #4448. Dennis Thornton: SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ Sec. 12, W. $\frac{1}{2}$ NW. $\frac{1}{4}$ T. 5 N., SE. $\frac{1}{4}$ NW. $\frac{1}{4}$ Sec. 13, R. 3 E., 160 acres, Title #237.....	850.00	
May 22.	Ck. #4554. Curtis F. Pike: NW. $\frac{1}{4}$ Sec. 21, T. 6 N., R. 5 E., 160 acres, Title #238.....	1,200.00	
" 26.	Ck. #4257. San Francisco Draft, J. P. Howe: W. $\frac{1}{2}$ SW. $\frac{1}{4}$ Sec. 32, S. $\frac{1}{2}$ NW. $\frac{1}{4}$ T. 6 N., R. 4 E., Title #239..	900.00	
June 7.	Ck. #4689. J. L. Niday for Julia M. Anderson: S. $\frac{1}{2}$ SE. $\frac{1}{4}$ Sec. 18, SE. SW. Lot 4 T. 7 N., R. 5 E., 154.96 acres, Title #240.....	1,100.00	
	Forward Sheet #7.....	250,947.98	1,012.86

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PINE LAND ACCOUNT.

1906.

	Forward Sheet #6.....	250,947.98	1,012.8
Aug. 3.	Ck. #5063. First Natl. Bank of Ida. @ Mary E. Thayer: Timber only on SW. SE. Sec. 21, W. $\frac{1}{2}$ NE. T. 5 N., R. 4 E., NE. NE. Sec. 28, Lots 1-2-3, Sec. 34.....	400.00	
" 6.	Payment made to Payette Lumber Co. on July 11, 1906: Titles #241 to 301, Inclusive, 11,045.53 Acres.....	68,528.15	
" 17.	\$1.25 per M. on 2,517,493 ft. banked cut from Company's lands, 1904-05, as follows: Company Camps .....1,317,113 Schoonover " 278,310 Burt Madsen " 430,570 Scanlon " 341,180 Richardsons " 150,320 <hr/> 2,517,493		3,146.8
" 17.	\$1.25 per M. on 9,875,230 ft. logs banked—cut from Company lands as follows: Company Camps.....9,137,870 Clemens Bros Camps..... 527,030 Richardsons " 163,820 Schoonover " 22,050 Scanlon " 24,460 <hr/> 9,875,230		12,344.0
Oct. 8.	Ck. #5767. John I. Wells: NW. $\frac{1}{4}$ Sec. 14, T. 7 N., R. 5 E., Title #303..	1,250.00	
Nov. 7.	Ck. #6214. Frank Martin: SW. $\frac{1}{4}$ Sec. 13, SE. $\frac{1}{4}$ Sec. 14, SW. $\frac{1}{4}$ Sec. 14, T. 7. N., E. $\frac{1}{2}$ NW. $\frac{1}{4}$ R. 5 E., W. $\frac{1}{2}$ NE. $\frac{1}{4}$ Sec. 15, Title #304.....	5,400.00	
	Forward Sheet #8.....	326,526.13	16,503.7

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PINE LAND ACCOUNT.

1906.

Forward Sheet #7..... 326,526.13 16,503.76

Dec. 12. Ck. #6686. G. D. Hoseley: E. $\frac{1}{2}$ SW.
and W. $\frac{1}{2}$ SE. 28—6 N., 8 E..... 3,500.00

1907.

Feb. 29. Ormsby Bros.: Grazing privileges from
Mar. 29, 1907 to Mar. 29, 1908, Sec.
3-4-5-8-9-17-18, T. 5, R. 4 E..... 57.50

April 3. Ck. #7937. G. H. Harvey $\frac{1}{2}$ Susie T.
and F. C. Davis: NW. $\frac{1}{4}$ Sec. 9, 6 N.,
6 E., 160 acres, Title #310..... 1,000.00

" 3. Ck. #7938. Grace M. and C. L. Joy:
S. $\frac{1}{2}$ NE. Sec. 4, 6 N., 6 E., and S. $\frac{1}{2}$
NW. Sec. 4, 6 N., 6 E., 160 acres, Title
#309..... 1,000.00

" 3. Ck. #7939. Martha A. and Elmer For-
shay: SW. $\frac{1}{4}$ Sec. 4, 6 N., 6 E., 160
acres..... 1,000.00

May 1. Ck. #8195. G. H. Harvey for following
lands bought of Estelle Ostner and
Albert W. Ostner:
SW. SE. Sec. 1, 6 N, 6 E.
NE. SW. " 1, " "
S. $\frac{1}{2}$ SW. " 1, " "
Title #312..... 1,000.00

" 11. Ck. #8347. F. W. Wood land as follows:
Entire S. $\frac{1}{2}$ Sec. 30, 5 N., 4 E.
East $\frac{1}{2}$ NW. $\frac{1}{4}$ " " "
SW. NE. " " "
Lot 1 " " "
S. $\frac{1}{2}$ SE. Sec. 25, " "
" SW. " " "

Containing 640.72 acres, Title #313.. 2,000.00

Oct. 28. Land Script. Title #202..... 32,100.00
See description on following pages.

Forward Sheet #9..... 368,126.13 16,561.26

(8a.)

PINE LAND ACCOUNT.

Title #202, viz.,

Title #203.—Continued.

Lot 1.	Sec. 6	7 N. R. 5 E.	SW. NE.	Sec. 26	5 N. R. 4 E.
SW. NE.	" 6	"	SW. NW.	" 26	"
N.½ NW.	" 9	"	SE. SW.	" 26	"
SW. NE.	" 17	"	NE. NE.	" 27	"
NW. SE.	" 17	"	NW. NE.	" 27	"
			SE. NE.	" 27	"
Lot 1	" 19	"	Lot 7.	" 27	"
NE. NW.	" 19	"	NE. SW.	" 28	"
SE. NW.	" 20	"	SE. NW.	" 32	"
SW. NE.	" 20	"	NE. SW.	" 32	"
NW. SW.	" 27	"	SW. SW.	" 4	4 N. R. 4 E.
NW. SE.	" 28	"	SE. SW.	" 5	"
N.½ SW.	" 28	"	NW. SW.	" 13	"
Lot 2.	" 30	"	SW. SE.	" 13	"
Lot 2	" 31	"	NE. SE.	" 13	"
SE. SE.	" 32	"	NE. SE.	" 14	"
S.½ SW.	" 33	"	SW. SE.	" 18	"
SE. NE.	" 35	"	NE. SW.	" 18	7 N. R. 5 E.
Lot 3.	" 6	7 N. R. 8 E.	SE. NW.	" 18	"
" 4.	" 6	"	NE. NE.	" 24	7 N. R. 4 E.
" 5.	" 6	"	NE. SW.	" 28	"
SE. NW.	" 8	"	NW. SW.	" 28	"
N.½ NE.	" 8	"	NE. SE.	" 28	"
NW. SE.	" 17	"	NW. SE.	" 28	"
N.½ SE.	" 30	"	NE. NE.	" 9	6 N. R. 4 E.
NE. SW.	" 30	"	SW. SE.	" 10	"
SW. NW.	" 10	6 N. R. 4 E.	SW. SE.	" 12	"
SE. SW.	" 10	"	Entire SE.¼	25	"
NE. NE.	" 13	"	NW. SE.	" 27	"
SW. NE.	" 19	"	SE. SE.	" 30	"
SW. NW.	" 22	"	E.½ SW.	" 34	"
SE. NW.	" 23	"	W.½ SE.	" 34	"

vs. The Barber Lumber Company. 5235

E. $\frac{1}{2}$ NE.	"	25	"	N. $\frac{1}{2}$ SE.	"	6	7 N. R. 8 E.
NE. NE.	"	28	"	NE. NW.	"	8	"
NE. SW.	"	32	"	SE. SE.	"	19	"
N. $\frac{1}{2}$ NW.	"	33	"	W. $\frac{1}{2}$ SW.	"	20	"
				NE. SW.	"	20	"

Title #203, viz.,

NE. SW.	Sec. 3	5 N. R. 4 E.
SW. SE.	" 5	"
NW. NE.	" 8	"
NW. NW.	" 9	"
SE. SW.	" 9	"
NW. NW.	" 10	"
NE. NE.	" 10	"
NE. NE.	" 13	"
NW. NE.	" 13	"
SW. SW.	Sec. 13	5 N. R. 4 E.
SE. SE.	" 14	"
SW. NW.	" 15	"
Lot 1.	" 22	"
" 2.	" 22	"
SW. SE.	" 22	"
NE. NE.	" 23	"
SE. NE.	" 23	"
NE. NE.	" 26	"
NW. NE.	" 26	"

(8)b

PINE LAND ACCOUNT.

Title #204, viz.,

Title #205, viz.,

Lot 1	Sec. 26,	7 N. R. 4 E. NW. SE.	Sec. 5	7 N. R. 5 E.
" 2	" 12	6 N. R. 4 E. SW. NE.	" 9	"
" 5	" 13	" SE. NE.	" 20	"
" 9	" 13	" NE. SW.	" 33	"
" 4	" 24	" SW. SE.	" 26	7 N. R. 4 E.
" 5	" 24	" SE. SE.	" 26	"
" 8	" 24	" NE. SE.	" 26	"
" 10	" 24	" SW. NE.	" 28	"
" 11	" 24	" SE. NW.	" 28	"
" 1	" 25	" SE. NE.	" 33	"
" 3	" 25	" SE. NW.	" 5	6 N. R. 5 E.
" 4	" 25	" SE. NE.	" 7	"
" 5	" 25	" NW. NE.	" 12	6 N. R. 4 E.
" 6	" 25	" NW. NE.	" 13	"
" 7	" 25	" SE. NE.	" 13	"
" 1	" 26	" NW. NE.	" 25	"
" 2	" 26	" SW. NE.	" 25	"
" 3	" 26	" SE. SE.	" 26	"
" 4	" 26	" NE. NE.	" 30	"
" 2	" 3	5 N. R. 4 E. SW. SW.	" 34	"
" 3	" 3	" SW. SW.	" 20	5 N. R. 4 E.
" 7	" 3	" Lot 13.	" 3	"
" 9	" 3	"		
" 10	" 3	"		
" 11	" 3	"		
" 11	" 3	"		
" 15	" 3	"		
" 16	" 3	"		
" 1	" 25	"		
" 3	" 5	6 N. R. 5 E.		
" 3	" 7	"		
" 4	" 7	"		
" 7	" 7	"		
" 8	" 7	"		

Total Acreage, 5952.22 acres.

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PINE LAND ACCOUNT.

1907.

	Forward Sheet #8.....	368,126.13	16,561.26
Nov. 18.	Harwood Glen Mining Co.		
	Trespass on		
	E. $\frac{1}{2}$ NE. $\frac{1}{4}$ 20—7 N.—5 E.		
	200 ties @ 25¢.....	\$50.00	
	3000 ft. Bed pieces		
	1760 " 29 pcs. 6x8—22.....	9.52	59.52
" 18.	Ck. #10212. Wm. Vanwinkle for fol- lowing land:		
	W. $\frac{1}{2}$ SW. $\frac{1}{4}$ 20—7 N.—5 E.		
	NE. SE. 19 "		
	SE. NE. 19 "		
	160 acres.....	1,800.00	
" 22.	Cash collected of Wach Chung for stumpage on 22 cords Wood, cut from our lands. Collected by Dennis Thornton.....		15.00
" 22.	5 cords Wood cut from our land bought by A. L. Tennan, Centerville. Stump- age on same		2.00
" 27.	Our charge of Nov. 18, 1907, cancelled by Mr. Chapman against Harwood Glen M. Co.....	59.52	
Dec. 10.	Check of Jose Menarde for grazing privileges.....		75.00
" 31.	Stumpage on logs cut 1906—1907 from our lands, 11,920,520 ft. @ 1.25....		14,900.05
" 31.	Stumpage on logs cut from Hoseley claim by Connors and Wright 1906— 1907, 403,740 ft @ 1.25.....		504.67
	Forward Sheet #10.....	369,985.65	32,118.10

(10)

PINE LAND ACCOUNT.

1908.

	Forward Sheet #9.....	369,985.65	32,118.10
Sept. 15.	Stumpage on pine timber cut by Boston & Idaho G. D. Co., on W. $\frac{1}{2}$ NW. 31- 6 N.-6 E. 26.190 ft. logs @ 2.00.52.38 6.460 " " @ 1.50.....	9.69	62.07
Oct. 5.	Voucher #10014. John J. Blake, Land bought of Hugh McKendrick: N. $\frac{1}{2}$ NW. $\frac{1}{4}$ 32, 5 N., 4 E. SW. $\frac{1}{4}$ " " " NW. $\frac{1}{4}$ SW. $\frac{1}{4}$ " "	800.00	
" 15.	C. Cowley for pasturage on Sec. 19, 20, 7 N., 5 E. 3 horses 15 days each...45 days 2 " 3 " " ... 6 "		
	51 " @ 25¢		12.75
Nov. 10.	Voucher #11015. L. G. Chapman: N. $\frac{1}{2}$ NE. and N. $\frac{1}{2}$ NW. Sec. 33, Town 7 N., R. 5 E., bought of J. A. Pinney..	1,750.00	
" 14.	Voucher #11034. David Jenkins: SE. NE. and SW. NW. Sec. 5 T. 4N R. 4E.....	500.00	
" 16.	Centerville M. and M. Co., Timber cut in trespass from following lands: 70.541 ft. Yellow Pine, 2.50...176.35 8711 ft. Bull Pine, 1.50..... 13.07 1935 Lineal ft. Poles, .02..... 38.70		228.12
" 20.	Timber cut by Centerville Mine & Mill- ing Co. on Sec. 28, 7 N., 5 E.: 84735 ft. Yellow Pine, 3.50....296.57 17936 ft. Dead Pine, 1.00..... 17.94 2080 Lineal ft. poles, .02..... 41.60		356.11
	Forward Sheet #11.....	373,035.65	32,777.15

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PINE LAND ACCOUNT.

1908.

	Forward Sheet #10.....	373,035.65	32,777.15
Dec. 11.	Voucher #12021. Cavanah & Blake: SE. SE. 10, SW. SW. 11, 7 N., 5 E. E. ½ NE. 15.....		1,250.00
" 31.	Error entry Aug. 28, 1908: 7020 ft. dead-down Timber, 50¢..3.50 12 cds. Wood, 50¢.....6.00 above should be credited Lands.		9.50
" 31.	Stumpage on logs cut Season 1907-1908: 5,431.280 ft. @ 1.25.....		6,789.10
		374,285.65	39,575.75

NORTHERN PACIFIC LAND DEAL #1.

1904.

Dec. 19.	May 16, 1904, Chicago Ck. to A. E. Macartney, payment on contract for 2640 acres land in Idaho, bought of Northern Pacific Ry. Co. Title #206..	5,000.00
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1906.

Jan. 31.	Contract with Northern Pacific Ry. Co. dated May 17, 1904, for 2640 acres unsurveyed land @ 10.00 per acre, \$26,400.00, less \$5,000 paid. Title #206..	21,400.00
		26,400.00

NORTHERN PACIFIC LAND DEAL #2.

1905.

Apr. 26.	Ck #1401. W. R. Lake services % Scrip...\$35.00 W. R. Lake Helper.....	14.00	49.00
May 2.	Ck. #1470. Broadway Stables April %.....		4.00
" 3.	Ck. #1482. Ed. Straus order to E. W. Hancock for moving Lake outfit.....		6.50
" 25.	Ck. #1580. Idaho Com. Co. 4/11/05 Lake's trip....		3.59
July 10.	Cash to W. R. Lake.....		10.00
Aug. 1.	For lieu rights to enter 1,000 acres of unsurveyed government lands: 480 acres in Secs. 20 and 30, T. 6 N., R. 5 E., @ 9.00..4,320.00 520 acres in Sec. 19, T. 6 N., R. 5 E., @ 7.00.....3,640.00 Interest 4½ Mo. @ 4%.....119.40 N. P. Script.....8,079.40		8,079.40
Aug. 4.	Ck. #2006. E. E. Garrett, Rec. Fees.....		14.00
1906.			
Jan. 26.	Cash H. L. Fisher, Expenses and Attorney fees....		800.00
			8,966.49

Plaintiff's Exhibit No. 143R.

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LAND EXPENSE ACCOUNT.

1904.			
Aug. 30.	Ck. #5.	L. G. Say, examining lands for fire.....	14.50
Sept. 9.	Ck. #13.	Statesman Printing Co., legal notices.....	50.00
" 16.	Ck. #21.	H. L. Woodburn, work in fire in T. 6-5...	25.00
Oct. 8.	Ck. #47.	P. H. Downs, posting notices on Scrip land.....	100.00
" 10.	Ck. #50.	Recorder of Boise Co., recording 2 deeds..	2.80
" 11.	Ck. #57.	Geo. D. Barnard, for plats.....	2.82
" 28.	Ck. #87.	N. H. Young, putting out fires in T. 8-5 E.	54.75
Nov. 23.	Ck. #306.	Kate Gorman, Recorder, 144 pat- ents.....	144.00
		5 deeds.....	7.20
			151.20
Dec. 8.	Expense of trip to fire:		
		Toll	1.50
		Hotel	13.50
		Expense .....	.30
			15.30
Dec. 1.	Ck. #343.	E. M. Goodrich % W. R. Lake.....	2.00
" 2.	Ck. #364.	Statesman Printing Co., Legal notices..	50.00
" 9.	Ck. #515.	Auditor & Recorder, Boise County.....	4.30
" 19.	1 Tent	bought of Pioneer Tent & Awning Co., 10/8/ 03. First credited Home office and charged per- sonal property, now charged Land Expense and credited personal property.....	22.85
Dec. 19.	March 29,	1902. Pd. Dennis Thornton.....	150.00
	May 22.	" " "	100.00
	June 28.	" " "	100.00
	June 30.	Land books to Thornton.....	10.28
			360.28
Aug. 8.	Paid	Dennis Thornton.....	150.00
	10.	" C. B. Connor.....	200.00
			350.00
	26.	Paid. Wm. Anderson.....	50.00
Sept. 3.	"	"	100.00
	16.	" for recording deeds.....	6.00
	19.	" Thornton.....	100.00
	22.	" "	272.65
			528.65
Oct. 7.	"	Wm. Anderson.....	46.25
	"	C. B. Connors.....	125.20
			171.45
June 2,	1903. Pd. by A. E. Palmer for looking land and estimating timber:		
	4/2/02.	Ck. #1000. Pat. Downs.....	17.00
	4/4/02.	Ck. #1003. D. Thornton.....	65.75
	4/10/02.	Ck. #1029. "	16.10
	4/10/02.	Ck. #1030. "	25.00
	"	Ck. #1031 & 1033. Thorn.....	69.75
	6/9/02.	Ck. 1046. M. E. Lally.....	213.00
	6/14/02.	Ck. #1049. D. Thornton.....	54.50
	"	Ck. #1050. "	33.75
	"	Ck. #1057. Connors	25.00
	"	Ck. #1054-3. "	75.00
	6/16/02.	Ck. #1055. P. H. Downs.....	43.50
	7/3/02.	Ck. #1073. Connors	90.20
	7/14/02.	Ck. #1076. Thornton	40.50
	7/31/02.	Ck. #1086. McMasters	86.50
	8/13/02.	Ck. #1094. Thornton	46.55
			902.10

Forward..... 2,808.00

vs. The Barber Lumber Company. 5241

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	Forward.....	2,808.00	
1904.			
Dec. 19.	May 27, 1903. Pd. A. E. Palmer for services.....	2,500.00	
	July 7. Disbursements by Steunenberg:		
	12/5/02. Cash paid Taylor.....	7.00	
	1/20/03. " " "	75.00	
	4/10/03. C. C. Stevenson, balance, survey account.....	86.50	
	4/15/03. W. H. Taylor, balance trip to Crooked River.....	253.82	
	7/7/03. Pd. Buchanan, helper to Taylor...	27.00	449.32
	April 11. Sundry amounts paid by A. E. Pal- mer to men for examining land as per your report on file.....		580.45
	June 30. Sundry amounts paid by F. Steunen- berg as follows:		
	8/14/03. Jno. I. Wells, trip to Centerville % forest fires.....	21.00	
	9/1/03. Steunenberg, trip to Basin % forest fires.....	30.00	
	9/26. Geo. F. Young, expenses fighting for- est fires.....	167.00	
	10/2/03. Abstracts and maps % McMahon Title Case.....	8.00	
	Oct. 10, 1902. Horse for Chapman Script- ing land.....	12.50	
	10/23/03. Livery trip to Basin and High- land Dam with Chapman.....	43.00	
	10/29. Trip to Basin with Chapman.....	30.00	
	11/17/03. Trip to Twin Falls.....	40.00	
	4/19/04. A. T. Ingalls, surveying McMahon lands.....	15.50	
	6/30/04. Disbursements by W. E. Borah 2/22 to 6/30/04:		
	Livery for Hoseley.....	2.50	
	Abstract Co. (Pan Handle).....	8.00	
	Recording Deeds Boise Co.....	39.80	
	Jno. Kinkaid, services.....	200.00	
	J. J. Blake, "	3.50	
	Tom Callahan, " in McMahon Probate matter.....	100.00	
	Jonas Brown's fees.....	30.00	
	Recording Deeds, Boise Co.....	198.00	948.80
	Jany. 1, 1903. Steunenberg, trip to Spokane, Eau Claire, Wis., and Washing- ton, D. C.....		200.00
Dec. 17.	G. D. Hoseley, expense % to Centerville, etc., viz:.....		52.25
	Overnight at Tom Newlin's.....	3.50	
	Repairing wagons.....	10.25	
	Trip to Centerville.....	8.75	
	Mineral plat of T. 5-4.....	5.00	
	1 Compass.....	5.50	
	4 dinners double team at W. R. Barn.....	3.00	
	9 dinners single horse W. R. Barn.....	4.50	
	10 dinners.....	10.50	
	Trip with yoke.....	9.25	
	Forward.....		7,538.82

LAND EXPENSE A/C.

1904.		Forward.....	7,538.82
Dec. 19.	Hoseley % Cr. Ck. 1/5/04. Gibson Bros. team in corral.....	1.50	
	Ck. 2/9/04. M. C. Prosse, rent.....	4.50	
	Ck. 6/8/04. E. E. Garrett Co.....	15.05	21.05
Dec. 19.	G. D. Hoseley, looking after fires and for land scrip.		6.25
1905.			
Jan. 3.	Ck. #648. W. R. Lake, 4 days posting Scrip notices, 4 days scaling logs Grimes Creek.....		35.00
Jan. 4.	Ck. #673. W. L. Cuddy, recording deed from H. L. Rand.....		1.20
Jan. 7.	Ck. #700. W. H. Kempner, Inv. 10/16/04.....		11.52
Jan. 30.	Ck. #844. Recording patent of W. D. N. W. Young to A. E. Palmer.....		2.40
Jan. 31.	Ck. #859. P. H. Downs, Bal. due for posting notices T. 6 & 7 N., R. 4 E. and T. 7 N., R. 5 E. and 7 N. R. 8 E.....		80.00
Feb. 3.	Cash Registered mail fee patents to Kate Gorman..		.80
Feb. 6.	Cash Registered mail fee patents to Kate Gorman..		.14
Feb. 7.	Ck. #945. Statesman Co., Advertising lots 2-7-8- 9-10, SE. NE. 25, 5 N., 4 E.....		7.50
Feb. 15.	Cash Postage on patents.....		.10
" 17.	Ck. #1023. Auditor and Recorder Boise Co., Inv. 2/13/05.....		54.00
" 21.	Ck. #1038. Auditor and Rec. Boise Co., recording #2809 and 10.....		2.00
Mar. 2.	Ck. #1085. Statesman Ptg. Co., Feb. a/c.....		10.00
" 3.	Cash. Expense on Land Script.....		.35
" 3.	" Registered letter to Recorder of Deeds.....		.08
" 6.	Ck. #1105. W. R. Lake, Running lines on Cage re- linquishments.....		10.00
" 15.	Ck. #1180. Recorder of Boise Co., Recording #3893		1.40
" 28.	Ck. #1234. Statesman Bal. avt. Lots, 2-7-8-9-10 and SE. NE. 25, 5 N., 4 E., Cage ralin.....		2.50
Apr. 24.	Ck. #1387. Express on diagram books.....		1.50
" 25.	Ck. #1396. Auditor Boise Co.....		1.40
" 28.	Ck. #1420. Land Plats.....		24.75
May 1.	Ck. #1446. A. Nixon, map of timber holdings....		37.00
May 2.	Ck. #1473. Citizen's Coal April a/c.....		5.75
" 8.	Ck. #1520. Auditor & Recorder Boise Co., Record- ing #207-8.....		2.80
" 12.	Ck. #1543. Recording Title #201.....		1.00
" 22.	Ck. #1568. " " " #212.....		1.40
June 16.	Ck. #1735. " " Inv. 6/10/05.....		17.20
" 20.	Ck. #1750. " " Title #216.....		2.40
July 1.	Ck. #1806. 3 Document files.....		3.00
" 11.	Cash. Express on Tax book.....		2.10
" 12.	" " Plats to Book Co.....		.52
" 22.	Ck. #1919. Recording Titles 209-13.....		2.40
" 26.	Ck. #1944. E. G. Egleson, platfs of 6-5 and 2-9....		7.50
	Forward.....		7,895.83

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LAND EXPENSE A/C.

1905.		Ford.....	7,895.83
Aug. 2.	Ck. #1983.	Recording Title #83-97-218.....	5.80
" 5.	Ck. #2009.	Panhandle Abst. Co., 8/1/05.....	4.50
" 11.	Ck. #2065.	Recording Titles 221-109-115-116, 153-200-211-219-220.....	13.40
" 11.	Ck. #2066.	Pac. Sta. Ptg. Co.....	8.50
Sept. 5.	Ck. #2247.	J. B. Emery, Idaho City, Pd. 7 men for fighting fire.....	43.75
" 6.	Ck. #2265.	Statesman Ptg. Co., Aug. %.....	32.00
" 18.	Ck. #2382.	Recording Title 223. 224.....	2.80
" 25.	Ck. #2427.	" " 169.....	1.00
Oct. 5.	Ck. 2515.	" " 225.....	2.40
" 5.	Ck. 2516.	Boise Book & M. Co.....	49.75
" 16.	Ck. 2625.	Recording Titles #202.....	1.70
Nov. 4.	Ck. 2873.	" " Kate Gorman, #202-212-227 and 224.....	4.50
" 14.	Cash.	J. J. Blake, fee for N. P. Script, Selection #6, viz., SW. SE. 27, 6 N., 4 E., SW. NW. 17. 5 N., 4 E.....	2.30
Dec. 6.	Ck. 3106.	A. Nixon, plat of 5 N., 3 E.....	4.50
" 9.	Ck. 3154.	Transit.....	82.50
" 9.	Ck. 3160.	Printing notices % Script Selections, SW. SE. 17, 6 N., 4 E., SW. NW. 17, 5 N., 4 E.....	36.00
" 12.	Thornton,	18 days' work on fires.....	45.00
" 21.	Ck. 3251.	Recording Titles 207-211-233 and 234... ..	6.80
" 30.	% E. G. Mullen of Wis.,	Feb. 25, 1904, to Sept. 4, 1904. Pay and expenses Washington, D. C., arranging with Forestry Bureau for an investigation into the merits of an exchange of timber from lands within the limits of the proposed "Saw Tooth Forest Reserve," Idaho, 10 days, March and April, 1904.....	133.33
		Pay for service in connection with entries pending in the General Land Office from Feb. 25th to March 25th, 1904. During this period, 33 entries were approved and ordered to Patent, and 24 entries were patented and patents transmitted..	66.00
		Pay and expenses, trip to Washington, D. C., June 17th to July 16, 1904.	
		R. R. Ticket to Washington and return.....	48.04
		Sleeping and Parlor car tickets, Wash. & return.	12.40
		Meals, Omnibus fares, etc., at Washington, D. C.	13.70
		Room and Meals, 25¼ days.....	126.25
		Sundry expenses, including Stationery, postage, rent of typewriter, street-car tickets, etc.....	16.75
		Telegram to J. C. Barber, July 13th.....	.71
		" " " 14th.....	.40
		Traveling, Viz.,	
		R. R. ticket Milwaukee to St. Paul and return..	12.50
		Sleeping car ticket and porter.....	4.20
		Breakfast St. Paul.....	.65
		Typewriting, letter to M. Purchat, 7/15.....	.60
		Pay, June 17th to July 16th, Inc.....	250.00
		" Services at ———, July 17 to Aug. 1st, Inc., 16 days.....	48.00
		Ford.....	8,976.16

1905.

Forward.....	8,976.16
Telegram to Mr. Purchat, July 30th....	.62
“ “ J. C. Barber, Aug. 1st....	.49
“ “ “ Milwaukee..	1.00
“ “ M. Purchat, Aug. 3rd.....	.85
For expenses during trip to Boise, Idaho, from Aug. 3 to Aug. 28, Inc.	
R. R. tickets Chicago and return from ———.....	13.54
R. R. tickets Chicago to Boise and re- turn.....	79.00
Sleeping and parlor-car tickets ——— to Boise and return Via. Salt Lake....	25.90
Meals, omnibus fees, etc.....	23.20
Hotel bill, Boise.....	30.50
Sundry expenses, Boise.....	4.75
For services 25 days.....	208.33
For services at ———, Aug. 29th to Sept. 4th, Inc.....	21.00

1906.

Jan. 3.	Ck. 3308. Lyon Cobb, expenses to Idaho City to pay taxes.....	11.00	
“ 4.	Ck. 3374. S. Smith, witness, 1 day % Title 230, 10/22/05.....	2.75	
“ 26.	Ck. 3534. Recording patent.....	1.00	
Feb. 26.	Ck. 3651. “ Titles 209-143-208....	3.60	
Mar. 28.	Ck. 4103. “ “ 235.....	1.40	
May 12.	By Cash. This Booth grazing permit on lands in 5-4 and 6-4, 1 year.....		37.50
May 22.	Ck. 4552. Diagram from Needechen.....	6.67	
“ 29.	Ck. 4579. Recording Titles 238.....	2.40	
June 8.	Ck. 4702. “ Patent.....	2.40	
“ 29.	Labor putting out fires % R. R. Survey....	376.86	
July 6.	Falk Merc. Co. %.....	3.14	
“ 2.	Ck. 4884. Sloan-Scharf.....	14.00	
Aug. 6.	Cutler Lewis expenses up Mann River, June 5, 1906.....	13.50	
“ 19.	Cash. Express paper to Mary E. Thayer...	.50	
Sept. 4.	Ck. 5328. Recording Title #241.....	2.40	
“ 8.	Ck. 5384. Statesman Ptg. Co.....	1.50	
“ 24.	Ck. 5552. Kate Gorman, filing deed.....	2.60	
“ 27.	Cash. Kate Gorman refunded.....		.20
Oct. 1.	Ck. 5640. E. E. Garrett, Rec. fees on Title 232.....	20.22	
“ 6.	Cash F. Walmond, blue print land plats.....	1.00	
“ 11.	Ck. 5798. E. E. Eagleson, Tracings T. 2 N., 7 and 8 E., T. 1 N., 9 E.....	13.00	
“ 18.	Ck. 5920. Recording Title 214-230.....	3.40	
“ 26.	Cash. Balance due on fees, Title 232, E. E. Garrett.....	.45	
“ 27.	Ck. 6000. Recording Title 236.....	2.40	
Nov. 8.	Ck. 6221. “ “ 204.....	1.00	
“ 27.	Ck. 6471. “ “ 304 5-6-7.....	10.00	
Dec. 8.	Ck. 6608. “ deed.....	1.40	
“ 26.	Ck. 6870. Lyon Cobb, fare to Idaho City & return.....	6.00	
Dec. 27.	Ck. 6885. Recording Title 308.....	2.40	
“ 29.	Cash. Expenses L. Cobb to Idaho City.....	4.75	
“ 31.	W. E. Borah.....	800.00	
	For'd.....	10,696.68	37.20

—6—

1907.		Ford.....	10,696.68	37.20
Feb. 6.	Ck. 7322.	Statesman Co.....	8.50	
" 16.	" 7469.	Recording Title 231.....	2.40	
Mar. 16.	" 7754.	" " 200.....	1.00	
Apr. 25.	" 8133.	" deeds to Titles 309- 10-11.....	5.10	
May 10.	Ck. 8327.	Recording Title #312.....	2.20	
" 31.	" 8534.	" 2 patents S. G. Moon.....	3.60	
		4 deeds.....	4.80	
		3 patents.....	3.00	11.40
July 12.	Sunds.	Expense Telephone.....	.25	
Aug. 31.	Ck. 9531.	Recording 3 patents.....	3.00	
		" 1 deed.....	1.20	
Oct. 1.	Ck. 9807.	Abstract of Reeves property....	7.25	
" 9.	Ck. 9889.	Recording 3 deeds.....	4.80	
Nov. 1.	Ck. 10060.	" Pat. to A. S. Holcomb land.....	1.00	
Dec. 27.	Ck. 10520.	Recording pats. and deed, Van Winkel.....	2.20	
" 31.	Ck. 10465.	Maurice M. Myers, Van Winkel abstract.....	3.50	
" 31.	Sunds.	Paid for fighting fire, Sept., Oct., Nov.....	21.50	
" 31.		Cruising % of 1907.....	2,961.57	
1908.				
Jan. 8.	Ck. 10621.	Smeed Bros. %.....	3.00	
" 31.		Dennis Thornton, expense.....	3.75	
" 31.		Cigars for McConnell.....	3.00	
" 31.		Dennis Thornton, salary.....	100.00	
" 24.		Cobb, trip to Idaho City.....	10.50	
Feb. 29.		Dennis Thornton, salary.....	100.00	
" 10.		J. K. Dickie, stopping bill.....	2.50	
" 10.		Cutler Lewis, exp. to Emmett.....	4.40	
" 10.		Smeed Bros.—Thornton horse.....	3.00	
Mch. 6.		Fighting fires 1907.....	293.78	
" 6.		etc. to Dennis Thornton in March.....	79.40	
" 31.		Dennis Thornton, salary.....	100.00	
" 31.		Smeed Bros.—Thornton horse.....	2.25	
Apr. 30.		Call stopping bill.....	1.00	
" 30.		Dennis Thornton, salary.....	100.00	
May 31.		" " ".....	100.00	
June 30.		" " ".....	100.00	
July 31.		" " ".....	100.00	
" 31.		" " expense July.....	7.15	
" 31.		Fees on Tax Certificate.....	1.50	
Aug. 31.		Dennis Thornton, salary.....	100.00	
" 31.		" " expense August.....	20.50	
" 31.		Fighting fire near Centerville.....	34.00	
Sept. 7.		Thornton's work for B. & I. G. D. Co.....		13.00
" 30.		" " expense September.....	11.80	
" 30.		" " salary.....	100.00	
" 30.		Provisions for Thornton.....	6.09	
" 30.		Fighting fire.....	9.00	
Oct. 15.		Dennis Thornton, supplies.....	6.96	
" 31.		" " salary.....	100.00	
" 31.		" " stopping bill and provisions for October.....	10.25	
" 31.		Paid man to Thornton.....	22.00	
		10/10. Recording McKendrick deed.....	1.20	
Nov. 25.		Provisions and grain for Thornton.....	41.60	
		from Camp		
" 30.		Dennis Thornton, Nov. expenses.....	7.75	
" 30.		" " salary.....	100.00	
		Ford.....	15,419.43	50.20

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Ford.....	15,419.43	50.20
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LAND EXPENSE %.

1908.

Nov. 30.	11/14. expenses to Cutler Lewis to Centerville in trespass case.....	6.75	
	11/18. Recording 2 patents & deed Jenkins to B. L. Co.....	3.20	
	11/28. Recording deed and Patent J. A. Pinney to B. L. Co.....	2.20	12.15
Dec. 22.	Recording Leitzke deed.....	1.70	
" 31.	D. Thornton, salary.....	100.00	
" 31.	" " expenses.....	6.80	
" 31.	" " Stopping bill, Idaho City, Nov.....		10.30

1906.

Dec. 31.	% to Profit Loss.....	10,659.98
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1907.

Dec. 31.	% to Profit Loss.....	3,036.87
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1908.

Dec. 31.	% " " "	1,804.33
		<hr/>
		15,551.38 15,551.38

Plaintiff's Exhibit 143S.

ATTORNEY FEES %.

1904.		
Sept. 29.	Ck. #28. W. E. Borah 6/24 to 9/24.....	303.03
Dec. 19.	Apr. 8, 1903. Pd. W. E. Borah 6 mo. retainer fee to July, 1903.....	600.00
	July 2. Pd. W. E. Borah costs in suit to Q. C. Title, McMahon Lands.....	50.00
	Dec. 1. Pd. W. E. Borah balance of salary as Attorney for 1903.....	600.00
	Dec. 14. Pd. Expenses in Trial cases.....	683.03
Jan. 2.	Paid Expenses in Trial cases.....	20.00
June 1.	Paid W. E. Borah, salary as Attorney to July 1, 1904.....	600.00
July 1.	Paid G. M. Parson, Attorney before land office.....	400.00
	Nov. 12, 1902. F. Steunenberg, trip to Tacoma, Washington, % interview Senator Foster.....	50.03
	Jan. 1, 1903, paid A. B. Campbell for services Special Agent.....	200.00
Dec. 17.	Ck. #560. Borah Salary.....	900.00
1905.		
Jan. 9.	Ck. #760. C. W. Moore for M. G. Cage, balance of 1904.....	250.03
Jan. 19.	Ck. #808. W. E. Borah, extra services.....	37.50
Jan. 27.	Hoseley's check 1/6/04 to M. G. Cage.....	250.00
July 26.	Ck. #1896. W. E. Borah.....	50.00
Sept. 26.	Ck. #2440. " on %.....	75.00
Dec. 14.	Ck. #3200. " 1 year 6/12/05-6/12/06 1200, less amt. paid 75.00.....	1,125.00
1906.		
Dec. 15.	Ck. #6117. W. E. Borah, salary 6/14/06 to 6/14/07.	1,200.00
Dec. 31.	Moody, Atty. fees.....	244.80
1907.		
Oct. 8.	Silas Moody.....	125.00
	A. A. Fraser.....	200.00
	Littleton Price.....	263.20
Oct. 1.	Ck. #9808. A. S. Richardson, clerk of court fees in appeal L. G. Chapman.....	17.30
	Ck. #9851. Mr. Bundy.....	600.00
	Ck. #9881. Mr. Hawley.....	250.00
	Ck. #9882. A. A. Fraser.....	500.00
	Ck. #9911. J. W. Hart, Clerk, for filing brief in water right case.....	
	Ck. #10017. W. E. Borah, expenses Land cases.....	515.40
		1,882.70
Nov. 18.	Ck. #10209. Statesman for printing briefs.....	12.00
Dec. 21.	Ck. #10479. Cavanah & Blake, for W. E. Borah.....	700.00
	Ck. #10590. Brannan & Heald, 2/c Court Stenog.....	50.00
	Ck. #10594. O. P. Heald, taking transcript Borah case.....	37.95
Dec. 21.	Ck. #10595. Branun, taking transcript Borah case.....	87.95
		875.90
Forward.....		10,991.10

ATTORNEY FEES %.

1908.

	Forward.....	10,991.10	
Feb. 1.	A. A. Fraser.....	100.00	
Mar. 3.	Ck. #3011. D. T. Miller bal.....	79.80	
Mar. 18.	A. A. Fraser, certificate copys of plea in Frank Martin's case.....	20.00	
Mar. 27.	Ck. #3150. Silas Moody.....	150.00	
Apr. 11.	Ck. 4091. Cavanah & Blake.....	100.00	
May 26.	Ck. #5159. Borah, Cavanah & Blake, Fee Homer Kelly case.....	250.00	
Oct. 13.	Ck. #10064. Cavanah & Blake, retainer.....	600.00	
			<u>12,290.90</u>

Plaintiff's Exhibit 143T.

MILL PROPERTY %.

1902.

Oct. 17.	Paid F. Steunenberg for survey of Millsite.....	67.50	
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1903.

Jany. 21.	Paid W. E. Pierce Co. advance payment on option, viz.,		
	Coston.....	500.00	
	Drake.....	100.00	
	Bedal.....	200.00	
	McMahon.....	200.00	1,000.00
Apr. 27.	May Payment Coston option.....	125.00	
May 6.	Kate & Joseph Perrault.....	7,500.00	
June 1.	June Payment Coston Ranch.....	125.00	8,750.00
Nov. 16.	Paid D. O. Stevenson his bill Sept. 1st and Nov. 11, 1903, for surveying.....		54.00

1904.

June 30.	Pd. Jno. McMahon, 6/27/03, 2d partial payment on land.....	500.00	
	I. N. Coston, payment on Millsite.....	26,750.00	
	Isaac Bedal, final payment on land.....	2,550.00	
	Wm. Drake, final payment on land.....	5,100.00	
	Jno. McMahon, 10/23/03, 3d partial payment.....	700.00	
	10/23/03. Jno. McMahon, final payment on land, Millsite.....	5,000.00	40,600.00
			<u>49,471.50</u>

Plaintiff's Exhibit 143U.

Boise Office

In Account with Eau Claire Office, Eau Claire, Wis.

1904.

Aug. 31.	To Cash Wm. Carson's draft on Chicago favor L. G. Chapman, given about Aug. 10th to 20th, 1904.....	500.00	
Sept. 7.	To Cash paid your Draft #1.....	1,000.00	
" 21.	" " " " " 2.....	1,000.00	
" 27.	" " " " " 3.....	1,000.00	
Oct. 8.	" " " " " 4.....	2,000.00	
" 15.	" " " " " 5.....	2,000.00	
" 21.	" " " " " 6.....	3,000.00	
Nov. 1.	" " " " " 7.....	5,000.00	
" 9.	" " " " " 8.....	5,000.00	
" 16.	" " " " " 9.....	5,000.00	
" 17.	" " " " " 10.....	5,000.00	
" 17.	" Cash paid freight on Castings Eau Claire to Stanley and shipped in car of lumber.....	7.62	
" 26.	To Cash paid your Draft #11.....	5,000.00	
Dec. 14.	" " " " " 12.....	10,000.00	
" 14.	" " " " " 13.....	10,000.00	
" 14.	" " " " " 14.....	10,000.00	
" 14.	" " " " " 15.....	10,000.00	
" 14.	" " Paid North Western Lbr. Co. car Lumber.....	345.44	
" 14.	By Balance E. G. Mullen's % transferred to this office.....		250.00
" 17.	To Cash paid your Draft #16.....	10,000.00	
" 19.	" Bal. Frank Steunenberg %.....	6,710.50	
	" G. D. Hoseley ".....	479.00	
	" Mill Property ".....	49,471.50	
	" N. P. Land deal ".....	5,000.00	
	" Land ".....	216,609.88	
	" Land Expense ".....	6,991.05	
	" Coston Ranch ".....	216.62	
	" Live Stock ".....	534.80	
	" Taxes ".....	2,689.16	
	" Personal Property ".....	22.85	
	" Expense ".....	2,127.19	
	" Attorney Fees ".....	3,200.00	
	By Balance L. G. Chapman's %.....		1,245.37
	Balance.....		378,410.24
		379,905.61	379,905.61

1904.

Dec. 19. To Balance.....378,410.24

Plaintiff's Exhibit 143V.

Eau Claire, Wis., Dec. 21, 1904.

Boise Office, Dr.

To Home Office, Expense %.

1902.

Mch. 6. Paid F. Steunenberg Expenses.....\$190.00

1903.

July 7. Paid F. Steunenberg expenses Dec. 1902, to July 1,
1903, viz.:

Dec. 1902.	Telegrams.....	3.27	
Jan. 18.	Telegram J. T. Barber.....	2.05	
" 20.	Maps of Boise.....	2.50	
" 22.	Board Idan-ha.....	15.00	
" 24.	Telegram.....	.35	
" 30.	Board Idan-ha.....	11.50	
Feb. 14.	" ".....	27.50	
" 20.	Typewriting.....	2.00	
Mch. 15.	Express to E. C.....	.50	
" 17.	Board Idan-ha.....	25.25	
Apr. 3.	Express on Deeds.....	.60	
" 7.	Board Idan-ha.....	20.75	
" 23.	" ".....	17.50	
" 23.	Tel. to Rawling, Wyo.....	.50	
May 2.	Tel. to 1st Nat. Bk.....	.25	
" "	Taylor to F. S.....	.25	
" 6.	Forwarding Telegram.....	.75	
" 16.	Express on Deeds.....	.25	
" 16.	Recording Articles, Incorporation Abstracts and Deed.....	51.70	
June 3.	Typewriting.....	4.00	
" 9.	Board Idan-ha.....	55.25	
" 10.	Typewriting.....	3.00	
" 13.	Board Idan-ha.....	12.50	
" 13.	Telegrams.....	1.00	
" 16.	Tel. from Wiley.....	.50	258.72

1904.

June 30. Paid Steunenberg Expenses:

July 1, 1903.	Typewriting.....	3.00	
" 21.	".....	1.60	
" 26.	Board Idan-ha.....	54.55	
Oct. 13.	Stationery, etc.....	25.00	
" 26.	Board Idan-ha.....	88.10	
Nov. 16.	Statesman to Idaho C.....	7.00	
Jan. 2.	Idaho Statesman.....	7.00	
" 4.	Board Idan-ha.....	6.00	
Mch. 18.	Capital News.....	5.00	
" 28.	Typewriting.....	12.00	
May 5.	" 10.00 & 4.50.....	14.50	
" 5.	Board Idan-ha, Oct. to May 5th.....	313.25	537.00

\$985.72

—2—

EXPENSE ACCOUNT.

1904.	Forward.....	985.72	
June 30.	F. Steunenberg Expenses, viz.,		
	Sept. 22, 1902. Pd. Room Rent to Mrs.		
	Gillispie, Aug. & September, 1902.....	24.50	
	Sept. 29, 02. Board July, Aug. & Sept... ..	22.00	
	Dec. 13, 1902. Idan-ha Hotel to Decem-		
	ber, 1902.....	122.75	169.25
" 30.	Salary of L. G. Chapman, Boise, Sept. 10th		
	to Nov. 30, 1903, 2½ Mos. @ \$5,000.00....		972.22
			<hr/>
			\$2,127.19

Plaintiff's Exhibit 143W.

TAX ACCOUNT.

1903.			
Dec. 29.	Paid L. S. Folsom, Assessor Ada County,		
	for Taxes, viz.,		
	Drake.....	8.50	
	Rand.....	13.29	
	Bedal.....	9.00	
	Coston.....	91.37	122.16
Dec. 30.	Pd. G. F. Redway, Cashier First Natl.		
	Bank, Boise, Taxes on Timber lands in		
	Boise County.....	2,500.00	
1904.			
June 2.	Pd. Jno. Kinkaid Taxes on Timber claims		
	in Boise County as follows:		
	Kinkaid.....	14.00	
	Downs.....	14.00	
	Cassell.....	14.00	42.00
Jany. 4.	Pd. I. C. Koelscher expenses to Idaho City		
	% Taxes on Timber lands.....	25.00	2,689.16

Plaintiff's Exhibit No. 143BB.

Loose Leaf Ledger Sheet The Commercial Bank,
Caldwell.

Plaintiff's Exhibit No. 1, L. S. D.

(Page 1.)

Exhibit No. 1 L. S. D. 3/20/07

Account No. 2.

Filed Oct. 1, 1907. A. L. Richardson, Clerk.

The Commercial Bank
Caldwell, Idaho.

FRANK STEUNENBERG.

Date 1901	To whom paid	Amount chk.	Deposits	Balance
Feb'y. 28	Page 435			15.82
Mch. 8	Stg. Ptg. Co.....		11.77	27.59
20	Joe	4.		23.59
30	Julian	5.		18.59
Apr. 5	Self	40.	500.	478.59
6	E. B. S.	10.		468.59
12	A. H. Boyd	21.15		447.34
	Cash	5.		442.34
13	L. C. Rice	65.45		
	Thos. Elliot	42.50		334.39
	Land Commr.			
18	James Peppard.....	24.		310.39
19	A. K. S.	250.	1000.	1060.39
20	Dft.	4.		
	A. H. Boyd	9.		
	E. B. Steunenberg	40.		1007.39
22	Rky. Mtn. Bell Tel. Co.	7.50		
	Jos. Small.....	18.75		
	W. H. Benham.....	9.		
	Chas. Cupp	15.		957.14
24	G. H. Van Wyngarden	22.		935.14
25	Cash	10.		925.14
27	G. H. Van Wyngarden	110.45		
	Anderson Cox	12.		802.69
29	H. N. Maxey	10.		792.69
May	Lorin Tompkins.....	4.15		
	S. B. Dement	10.35		778.19
4	C. K. Book	50.		777.69
6	Jos. Small	15.		
	Chas. Cupp	18.		
	W. H. Brenham	8.50		
	H. N. Maxey	15.	25.	746.19
8	G. H. Van Wyngarden	24.		722.19
	Anderson Cox	18.		
	A. M. Cox	18.		
	H. N. Maxey	15.		642.99
14	Cash	5.		
	J. P. Quick	11.		
	Chas. Cupp	17.25		
	Jas. Small	15.		
	J. M. Peppard	22.		572.74
18	W. A. Smith.....	5.		567.74
230	Jas. Small.....	15.		

(Page 1.)

FRANK STEUNENBERG.

Date 1901	To whom paid	Amount chk.	Deposits	Balance
	J. M. Peppard	24.		
	H. N. Maxey	15.		
	W. H. Benham	5.50		
	E. C. Hickok	21.		487.24
21	G. H. Van Wyngarden.....	24.		463.24
22	R. Fower	3.60		459.64
23	Dft.	4.		
	G. Rhu	10.		
	Self	20.		425.64
24	E. B. S.	25.		
	Chas. Cupp	18.		382.64
25	J. D. Quick.....	12.		370.64
27	A. M. Cox	18.		
	H. Benham	9.		
	Twin Falls	25.		
	G. H. Van Wyngarden	24.		294.64
28	Charley Cupp	18.		276.64
29	A. M. Cox	18.		258.64
31	Jas. Peppard	24.		234.64
June 1	H. N. Maxey	7.50		
	J. D. Quick	12.		215.14
3	H. N. Maxey	8.75		
	A. M. Cox	18.		
	Tom Wheeler	8.		
	Col.	20.		180.19
4	G. H. Van Wyngarden	24.		
	Chas. Cupp	15.		
	W. H. Benham	9.		
	Jas. Peppard	18.80		113.39
5	John Bloomfield	14.25		99.14
7	J. D. Quick	9.20		
	A. B. Dement	24.05		65.89
8	K. B. K. ....	.20		65.69
10	Grant R. Lee	9.		
	G. Van Wyngarden	24.		
	W. H. Benham	24.		
	Chas. Cupp	18.		
	J. M. Peppard	9.85		
	D. M. Weaver	13.		13.16
12	E. E. Hickok	35.75		67.91
13	Chas. Cupp	6.75		
	A. M. Cox	12.		86.66

(Page 1.)

FRANK STEUNENBERG.

Date 1901	To whom paid	Amount chk.	Deposits	Balance
June 21	E. B. S.	15.		
	G. H. Van	25.	126.	126.66
22	B. F. Tranor	3.		129.66
24	M. H. Benham	15.		
	E. Marlen	4.		148.66
26	Self ...	20		168.66
28	M. H. Benham	5.		
	Dft. ...	4.		177.66
July 1	M. H. Benham	7.		184.66
7	A. Greenland.....	15.25		
	E. C. Hickok	19.75		219.66
8	M. H. Benham	10.		
	Self ...	10.		239.66
11	H. W. Blatchley	5.10		244.76
13	Self ...	5.		249.76
15	B. F. Hankoff	3.50		
	"	128.80		
	Twin Falls	100.		482.06
17	E. B. S.	15.		497.06
24	Dft. Joe	4.		501.06
26	E. B. S.	10.		511.06
29	J. J. Apperson	3.60		514.66
30	Nat ...	2.95		517.61
31	C. B. Martaw.....	16.		
	E. C. Hickok	17.50		551.11
Aug. 3	T. M. Word	11.25	350.31	212.05
	C. D. Hankoff	99.53		311.58
(2) 12	Brought Over			311.58
12	Twin Falls	125.		
	Mr. E. B. S.	25.		461.58
14	Joe ...	4.		465.58
26	C. Hay	6.75		473.33
30	Int.	3.		475.33
Sept. 2	Hay	6.60		481.93
4	E. B. S.	20.		501.93
7	J. M. Peppard	1.50		503.43
9	D. M. Weaver	14.		
	B. F. Hankoff	42.35		559.78
10	E. B. S.	10.		
	E. C. Hickoff	51.85		621.63
11	W. A. Orvin	19.50		641.13
13	Mr. E. B. S.	40.		681.13

FRANK STEUNENBERG.

Date 1901	To whom paid	Amount chk.	Deposits	Balance
	16 E. H. Snyder	2.80		683.93
	20 Joe	4.		687.93
	20 Chris Fahy	13.33		701.26
	Inst.	6.75		708.01
Oct.	5 E. C. Hickok	30.		738.01
	8 Self ...	50.		788.01
	19	25.		813.01
	25 Geo. Mulher ...	36.75		849.76
	28 Joe	4.		853.76
	30 Int. for Oct.	7.50		861.26
Nov.	2 E. C. Hickok	65.		926.26
	4 Self ...	10.		936.26
	5 P. F. Pfeiffer	3.05		939.31
	7 E. B. S.	25.		964.31
	18 L. E. Hay	5.		969.31
	20 Self	10.		979.31
	21 E. B. Steunenberg	25.		1004.31
	22 S. B. Dement	2.65		1006.96
	23 Walker Bros. D. G. Co.	90.		1096.96
	25 W. G. McNulty	8.07		1105.03
	26 E. C. Hickok	48.27		1153.30
	29 Cash	1.		
	Int. ...	10.		1164.30
	30	58.		1222.30
Dec.	3 L. E. Hay	5.		1227.30
	5 Joe	8.		
	A. K. S. Cashier.....	100.		
	E. B. S.	10.	2000.	654.70
	10 T. J. Caldwell ...	3.70		651.
	11 L. E. Hay	20.15		
	Walker Bros.	30.71		600.14
	12 R. Fower.....	2.70		597.44
	14	40.30		637.74
	16 H. Dinwoodie Co.	70.80		566.94
	17 E. B. S.	15.		551.94
	21 E. C. Hickok	25.		
	C. W. Cooper	31.40		495.54
	23 A. Greenland	30.		456.54
Jan.	2 J. C. Guster.....	92.49		
	Ed. Meek			
	Geo. Williams	8.40		354.65

FRANK STEUNENBERG.

Date 1901	To whom paid	Amount chk.	Deposits	Balance
Jan. 3	A. H. S.	9.25		
	"	4.65		340.75
4	Self ...	5.		235.75
8	"	5.		330.75
10	E. C. Hickok	10.		320.75
13	Mack Wagner	5.80		314.95
17	Jake Staum	10.	300.	604.95
18	E. B. Steunenberg	25.		
	Wm. Eggleston	11.30		
	Self ...	25.		534.65
20	John Jackson ...	6.		537.65
22	B. C. Nall	6.53		531.12
28	E. B. S.	15.		516.12
29	A. K. S.	80.90		435.22
30	The Spokane	2.50		
	Allen & Gilbert Co.	10.		422.72
Feb'y. 1	Telephone ...	.25		422.47
2	....		100.	522.47
4	A. Greenland ...	25.		497.47
6	E. B. Steunenberg	20.		477.47
12	Overland Hotel	2.		
	"	5.50		469.97
13	Mr. E. B. S.	20.		449.97
15	Dft. ...	8.		441.97
17	T. C. Eggleston	39.14		402.83
24	Art. Smith	2.50		
	E. B. Steunenberg	15.		385.33
28	....		15000.	15385.33
Mch. 1	Laura Patten	7.25		
	Self ...	200.		15178.08
3	The Hotel Co.	6.05		
	Jake Hurn	20.		15152.03
4	Int.	48.88		15103.15
5	C. K.	15000.		103.15
18	Cash to Kinkaid	3000.	15000.	12103.15
21	" "	15.		
	Watt McFall	5.		12083.15
22		175.	12258.15
26	Self ...	2000.		10258.15
31	E. B. S.	20.		
	"	10.		
	Overland Hotel	11.50		10216.65

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FRANK STEUNENBERG.

Date 1901	To whom paid	Amount chk.	Deposits	Balance
Apr. 1	Telephone35		10216.30
2	A. Greenland	15.		10201.30
3	E. W. Schubert, Mgr.	5.		10196.30
	W. S. Whitehead	3.75		10192.55
8	E. W. Schubert	2.50		
	F. W. Nat. Id.	800.		9390.05
9	"	40.		9350.05
11	Geo. S. Cole	5.		9345.05
12	W. R. Weaver	1.		9344.05
14	.. .....		5800.	15144.05
17	E. Hickok	43.50		
	R. Farren	1.90		15098.65
19	Wm. E. B.	10.		
	J. W. Green	15.		15073.65

Plaintiff's Exhibit No. 2, L. S. D.

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Ex. 159A. 3/30/07.

Date 1902	To whom paid	Amount chk.	Deposits.	Balance
Apr. 23	But over.....			15073.65
	A. J. Wiley	30.		15043.65
29	John Grover	21.65		15022.
30	Dft.	4.		15018.
May 5	E. C. Hickok	28.75		
1	Idanha ...	10.		14979.25
6	C. H. Arbuckle	25.		14954.25
8	A. J. Wiley	41.		
	Self	10.		14903.25
12	C. H. Arbuckle	150.		
	Idanha Hotel ...	2.50		
	E. B. Steunenberg	15.		
	Ralph Oaks ...	16.		14719.75
16	Idanha Hotel	5.		14714.75
17	John S. Wells	20.		14694.75
19	Idanha Hotel	8.25		
	E. C. Hickok	50.95		14635.55
20	R. Farran	4.50		14631.05
22	Dft.	4.		14627.05
23	E. B. Steunenberg	10.		14617.05
26	"	20.		
	Idanha Hotel	11.		14586.05
29	Ed Smith	40.		14546.05
June 2	Idanha Hotel	4.50		14541.55
4	.....		30.	14571.55
4	Self ...	5.		14566.55
6	E. B. S.	20.		
	Self ...	20.		14526.55
7	C. P. Hintey	12.50		14514.05
9	Jake Hoover	5.		14509.05
10	John Kinkaid	2500.		12009.05
14	Self ...	40.		11969.05
16	Mr. E. B. Steunenberg	25.		11944.05
18	F. W. Nat. of Idaho	1200.		10744.05
19	E. C. Hickok	29.25		
	Idanha Hotel	11.		10703.80
23	A. K. S.	2000.		8703.80
24	Idanha Hotel	5.		8698.80
27	Cash ...	5000.		
	Falk Bl. Merc. Co.	11.		
	Idanha Hotel	5.75	5000.	8682.05
30	Mr. E. B. S.	25.		

(Page 2.)

FRANK STEUNENBERG.

Date 1902	To whom paid	Amount chks.	Deposits.	Balance
	Com. Bank	4.	8653.05	
	Over Dft. June 4	30.	8623.05	
July 1	Self	75.		
2	Fred Schwindiman	36.50	5000.	13511.55
3	E. C. Hickok	39.50		13472.05
5	Self	5.		13467.05
7	F. J. Reid	4.		
	Idanha Hotel	10.50		
	Exchange Charge	5.		13447.55
9	Coml. Bank	2000.		
	Self	20.		
	Idanha Hotel	2.50	5000.	16425.05
	Mary Jenkins	50.		
	Bk. of Commerce	2500.		13875.05
July 12	A. Greenland	7.50		13867.55
14	.....		1000.	14867.55
16	L. E. Hay	5.	140.27	15002.82
17	Self	5.		14997.82
19	Geo. Redway Cash	2500.		12497.82
23	Cash	1500.		
	Coml. Bank	75.	15000.	25922.82
24	A. K. S. Cashier.....	1000.		24922.82
26	Dft.	4.		24918.82
28	G. A. Williams	19.		
	Wm. Sweet	3520.		
	Cash	15.	175.	21539.82
Aug. 5	Self	150.		
	S. D. Hartkopf	40.85		
..	A. K. S. Cashier	2500.		18848.97
6	Wm. Sweet	1500.		17348.97
13	E. E. Hickok	54.05		
	W. S. Galbraith	3.		17291.92
14	John Walker	16.		17275.92
18	Joe	4.		17271.92
21	Commercial Bank	1000.		16271.92
25	Self	50.	150.	16370.92
26	D. M. Treanor	5.		
	W. H. Taylor	30.		
	G. B. Read	42.50		16294.42
29	J. M. Kinkaid.....	3250.		
	Com'l Bank	100.	360.	13304.42
30	H. A. Griffiths	25.		13279.42
Sept. 1	W. H. Taylor	20.		13259.42

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Date 1902	To whom paid	Amount chk.	Deposits.	Balance
Sept. 3	Idanha Hotel	10.		13249.42
5	Laundry.....	1.15		
	Idanha Hotel	10.		13238.27
8	D. D. Campbell	38.50		13199.77
9	Idaho Hdwe. & Plumb. Co.	12.60		13187.17
10	Note and int. W. Stone	1100.		
	Self	25.		
	Cash	4.		12058.17
15	Mrs. E. B. Steunenberg	20.		12038.17
16	Norman & Armstrong	4.50		12033.67
18	Self	20.		12013.67
19	Pd. on Stone note	200.		11813.67
22	C. C. Anderson	13.09		11800.58
23	Self	20.		11780.58
27	Falk Merc. Co.	35.		11745.58
30	A. B. Kohny	5.		11740.58
Oct. 1	Mrs. Stone	806.80		
	R. P. Gillespie	24.30	4646.97	15556.45
2	Self	20.		15536.45
4	Mrs. Mary Branstetter	22.	5000.	20514.45
10	Self	20.		
1	"	10.		20484.45
11	W. J. Turner	4.		20480.45
20	Mrs. E. B. Steunenberg.....	150.		20330.45
28	Mrs. E. C. Hickok	35.45		20295.
9	Clay Branstetter	25.		20270.
Nov. 1	E. W. Johnson	2.50		20267.50
3	E. Frost	3.25		
	Self	5.		20259.25
4	Ferman Keller	10.34		20248.91
5	Mrs. E. B. Steunenberg	100.		20148.91
6	Frank Hartkopf	2.50		
	Cash	1000.		19146.41
7	C. H. Hainer	100.	1000.	20046.41
8	.....		1329.07	21375.48
10	Jno. Kinkaid	1300.		
	Telegram ... ..	.50		20074.98
12	Mrs. E. B. Steunenberg	50.		
	Joe	8.		20016.98
15	John I. Wells, Boise.....	200.		19816.98
18	Self	50.		19766.98
19	F. N. Gilbert	10.		19756.98

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		FRANK STEUNENBERG.			
Date 1902	To whom paid	Amount	chk.	Deposits.	Balance
					19146.41
Nov.	Cash	1000.			
	7 C. H. Haines	100.		1000.	20046.41
	8			1329.07	21375.48
10	Jno. Kinkaid	1300.			
	Telegram ... ..	.50			20074.98
12	Mrs. E. B. Steunenberg	50.			
	Joe	8.			20016.98
15	John S. Wells, Boise	200.			19816.98
18	Self	50.			19766.98
19	F. N. Gilbert	10.			19756.98
20	Cash	1000.		2000.	20756.98
21	Cent. Libr. Co.	251.07			20505.91
22	L. E. Hay	9.70			
	M. S. McAddo	20.			20476.21
25	Bk. of Ontario	95.			20381.21
Dec.	2 A. K. S. Cash	6000.		6000.	
	Treas.	16.			20365.21
	3 J. S. Garrett	58.10			
	C. Whooper Lby. Co.	13.50			20293.61
	5 Mrs. C. B. Steunenberg	50.			
	E. E. Maxey	77.			20166.61
	6 Geo. Milner	16.73			20149.88
	8 Mrs. E. B. Steunenberg	50.			20099.88
	9 Cald. Power Co.	61.25			20038.63
	10 R. Farrar	75.65			19962.98
	11 Dft.	4.			19958.98
	13 John Kinkaid	22.80			19936.18
	15 Cash	19000.		198.48	1134.66
	16 R. Farrar	2.83			
	A. K. S. Cash	900.			231.83
	17 Smith & Co.	6.50			225.33
	19 Mrs. E. B. Steunenberg	100.			125.33
	23 Ins. taxes.....	23.25			102.08
	29 Taxes	3.65			
	"	100.31			1.88
Jan.	15			48.52	46.64
	23 Joe	4.		200.	242.64
	26 Self	125.			117.64
	27 A. K. S. Cash.....	3.		240.	354.64
	28 S. J. Lockwood	80.90			
	W. E. Borah	800.			526.26
	31 Int. on I. Draft72			526.98

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Date 1903	To whom paid	Amount chk.	Deposits	Balance
Feb. 5	W. E. Pierce & Co.	200.		726.98
10	"	900.		
	John Kinkaid	2155.		3781.98
12	First Nat. Bank, Boise	6000.		9781.98
13	" " " "	6000.		
	John Kinkaid	6000.	20155.	
	R. Farrar	126.75		21908.73
14	W. F. Dolan & Co.	2.90		1756.63
Feb. 16	Wheeler Motter Co.	5.60		
	C. W. Cooper Libr. Co.	17.20		1779.43
17	H. H. Compton	3.85		
	Idanha Hotel	27.50	*1900.O.	89.22
20	A. B. Campbell	200.		110.78
23	Joe	4.		
	Mrs. E. B. Steunenberg	30.		144.78
25	Self	5.		149.78
26	A. Greenland	15.		164.78
Mar. 3	Cald. Power Co.	9.40		
	Mrs. E. B. Steunenberg	40.		
	Julian S.	10.		224.18
7	Self	5.		229.18
12	"	10.		239.18
16	... ..		16.	223.18
21	A. K. S. Cashier	18.		241.18
23	" "	100.		
	Mrs. E. B. S.	40.		381.18
25	"	20.		401.18
26	G. E. Bruerco	43.		
	1st Nat., Boise	1200.		
	Self	20.	1000.	664.18
27	Dft.	4.		668.18
28	Ross Madden	7.50		675.68
30	Miss Mary A. Kingsbury	75.		750.68
Apr. 1	A. K. S. Cash	5.		755.68
3	G. E. Bowerman	61.03		
	A. K. S. Cash	7.		
	Doan & Hay Co.	21.55	10000.	9154.74
4	Caldwell Power Co.	2.65		9152.09
7	John Kinkaid			
8	Error on 3	10000.		847.91
9	Clark Stiles	4.20		
	Holgate	29.60		

vs. The Barber Lumber Company. 5263

Date 1903	To whom paid	Amount chk.	Deposits	Balance
	Self	283.		1164.71
11	"	10.		
	Thos. Elliott	2.		1176.71
17	C. K.	50.		1226.71
18	Mrs. E. B. S.	100.	50.	1276.71
20	Self	5.		1281.71
28	A. A. Earl	2.		
	Elof Anderson	50.		1333.71
29	Self	50.		1383.71
May 2	A. Greenland	8.		1391.71
5	Dft.	4.		1395.71
6	Mrs. E. B. S.	50.		1445.71
7	Jake Lafferty	4.10		1449.81
9	... ..		11.	1438.81
11	Idanha Hotel	5.		1443.81
19	Mrs. E. B. S.	20.		
	Self	15.50		1479.31
20	Jay & Co.	5.		1484.31
25	Allen Gilbert Rim Co.	25.		
	E. C. Hickok	18.		1527.31
26	Badley	312.50		1839.81
27	Mrs. E. B. S.	25.		1864.81

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Date 1903	To whom paid	Amount chk.	Deposits	Balance
Juno	1 J. Davis	35.20		
	Henry Cox	6.50		1906.51
	2 Idanha Hotel	10.		1916.51
	3 Dft. H. C. Myers	10.25		1926.76
	6 S. D. Hartkoff	18.		1944.76
	8 Self	10.		1954.76
	10 H. M. Coffin Cash.	310.85		2265.61
	12 G. E. Bruerce	59.		2324.61
	16 Mrs. E. B. S.	10.		2334.61
	19 Cald. Power Co.	3.75		2338.36
	22 A. G. Smith	1.50		
	Self	5.		2344.86
	24 Joe	4.		
	Julian S.	25.		2373.86
	25 Self	5.		
	Mrs. E. B. S.	20.		2398.86
July	1 "	40.		2438.86
	2 J. H. Merritt	12.		
	Self	10.		2460.86
	3 J. Davis	50.		2510.86
	10 City State Bank, Ltd.	25.		2535.86
	16 J. C. Coats	27.		2562.86
	18 Self	10.		2572.86
	21 A. K. S.	1.25		
	Dft.	4.	1331.27	1246.84
	23 J. C. Rice	35.		1281.84
	25 Mrs. E. B. S.	20.		1306.84
	29 Idanha Hotel	20.		1326.84
Aug.	4 W. H. Redway	89.68		1416.52
	8 J. Davis	29.87		1446.39
	13 Julian Steunenberg	20.		1466.39
	15 Self	30.		1496.39
	18 Mrs. Ross	2.		1498.39
	24 Mrs. E. B. S.	25.		1523.39
	26 1st Nat. Bank, Hailey	25.		1548.39
	31 Joe	4.		1552.39
Sept.	9 J. Davis	58.05		1610.44
	10 E. E. Dutton	11.15		1621.59
	12 Julian Steunenberg	8.		1629.59
	15 Mrs. E. B. S.	20.		1649.59
	19 Idanha Hotel	10.		1659.59
	21 Beal & Myers	5.		1664.59

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Date 1903	To whom paid	Amount chk.	Deposits	Balance
Sept. 23	Mrs. S.	20.		1684.59
24	"	100.		
	D. S. Brown	6.50		1791.09
28	Julian Steunenberg	8.		1799.09
29	Joe	4.		
	Ed. F. Fowler	11.		1814.09
Oct. 2	Self	5.		1819.09
6	J. Davis	14.		1833.09
16	Idanha Hotel	5.		
	R. Farrar	3.25		1841.34
14	John Kinkaid			
19	Julian Steunenberg	12.		
	Mrs. E. B.	10.		1863.34
	Idanha Hotel	10.	25.	1848.34
27	Mrs. E. B. Steunenberg	20.		1868.34
31	Joe	4.		1872.34
Nov. 5	Jo			
7	Self	10.		1882.34
9	"	10.		1892.34
16	.....		65.	
"	.....		18.75	1808.59
17	H. L. Fisher	50.		
	Cash	40.		1898.59
18	Mrs. E. B. S.	20.		1918.59
23	A. K. S.	3.		1921.59
30	N. Y. Life Ins. Co.			1979.59
"	Error on 17		40.	1939.59
Dec. 1	Mrs. E. B. S.	25.		1964.59
8	" "	10.		
	Rader Bros. Co.	1.50		1976.09
9	Idanha Hotel	5.		1981.09
10	W. S. Galbraith	6.		1987.09
14	Self	5.		
	A. K. Steunenberg	40.		2032.09
22	Idanha Hotel	2.		
	Mrs. E. B. Steunenberg	25.		2059.09
23	Josie Steunenberg	4.		2063.09
23	Aug. Thommor	3.		2066.09
26	By R. Thorp			
	M. Alexander	2.		2052.87
28	Idanha	5.		2057.87
1904 Jan. 2	Wm. Sweet	500.		2557.87
	Error 12/10		6.	2551.87

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Date 1904	To whom paid	Amount chk.	Deposits	Balance
Jan. 4	Idanha ...	5.		
	R. H. Stunenberg, Tres.	20.20	1800.	777.07
5	Rocky Mt. 'Phone Co.	22.75		
	Rader Bros.	5.		804.82
	H. D. Blatchley	17.85		822.67
9	G. T. Hamill	90.55		913.22
13	Fred Schwendiman	13.		926.22
16	For Taxes	7.13		933.35
18	" "	12.60		
	1st Natl. Bk. of Idaho	193.65	.60	1139.
19	Hand ....	.60		1139.60
26	Geo. T. Redway	500.	500.	1139.60
28	S. L. Lockwood & Sons	80.90		1220.50
30	Cash ...	75.		1295.50
2	Capital State Bank	4.25		1299.75
	Lida Walk	42.		1341.75
	Cash ...	25.		1366.75
	Mrs. E. B. Steunenberg	60.		1426.75
	Julian Steunenberg	10.		1436.75
	" "	25.		1461.75
	A. K. Steunenberg.....	300.		
	Geo. F. Redway	2700.	3500.	961.75

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Date 1904	To whom paid	Amount chk.	Deposits	Balance
Feb. 29			961.75
Mch. 2	Julian Steunenberg	20.		
	Fred T. Dubois	100.		1081.75
5	M. P. Kinkaid	200.		1281.75
7	Julian Steunenberg	20.		1301.75
19	Joe	8.		1309.75
22	Water Rent	8.50		1318.25
25	.....		2.50	1068.25
Apr. 15	Charges on seal .....	.25		1068.50
May 12	Edgar Mack	32.08		
	Joe	8.		1108.58
20	.....		243.48	865.10
June 14	John Kinkaid	400.		1265.10
15	John Kinkaid	250.		1515.10
25	J. C. Rice	92.50		
	L. M. Pritchard	162.50		1770.10
29	Fred Schwendiman	115.98		1886.08
July 9	Joe	8.		1894.08
26	Joe	4.		1898.08
28	.....		500.	1398.08
30	Int. on over draft	15.		1413.08
Aug. 10	Sight Dft. Burt Resser	15.65	1700.	271.27
22	.....		350.	621.27
30	G. E. Bowerman	250.		371.27
Sept. 5	Mrs. E. B. Steunenberg	20.		351.27
8	J. A. Purtill	1.		
	Arthur Dufresne	5.		345.27
27	First Natl. Bnk. St. Anthony....	25.		320.27
30	First Natl. Bnk. St. Anthony ...	341.50		21.23
Oct. 5	.....		7.75	13.48
12	First Natl. Bnk. St. Anthony	3.		16.48
13	Joe	8.		24.48
14	Self	10.		34.48
31	Int. on overdraft	7.85		42.33
1905 31	Cr. Error above		7.85	34.48
Jan. 14	.....		513.85	479.37
3	Int. on overdraft .....	.15		479.22
Mch. 10		700.	1179.22
21		250.	1429.22
25	Road Tax, 1905	3.		1426.22
Apr. 21		2311.15	3737.37
	Bird	5.		3732.37

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Date 1905	To whom paid	Amount chk.	Deposits	Balance
June 12	Jno. A. Tucker	4.60		3727.77
19	.....		1031.50	4759.27
July 26	Baker Bros.	50.		4709.27
28	Self	30.		4679.27
Aug. 3	Allen Gilbert Co.	25.		4654.27
10	Mrs. E. B. Steunenberg.....	20.		4634.27
11	Dan. J. Moore	18.		
	Allen & Gilbert Ramsker Co.	25.		4591.27
12	.....		500.	5091.27
28	Self	10.		5081.27
29	Oaker Bros.	28.16		
	Mrs. E. B. Steunenberg	10.		5043.11
30	Mrs. B. F. Garvin	15.		5028.11
Sept. 1	P. P. Baxter	10.		
1	Jacob Plowhead	4.50		5013.61
2	E. E. Dutton	3.10		5810.51
4	J. F. Garvin	3.50		
	Julian Steunenberg	100.		
	Mrs. E. B. Steunenberg	20.		4887.01
5	S. D. Hartkoff	7.		4880.01
6	Self	10.		4870.01
12	Mrs. Treanor	1.		4869.01
16	Marter Bros. Co.	12.88		4856.13
Oct. 4	F. N. Gilbert	40.		4816.13
31	Baker & Ford	50.		
	Jno. C. Rice	23.72		4742.41
Nov. 1	Cooper Lmbr. Co.	28.20		4714.21
2	Self	15.		4699.21
4	S. D. Garver	12.		4687.21
8	Julian Steunenberg	30.		4657.21
9	Hotel Saratoga	5.		4652.21
14	Mrs. E. B. Steunenberg	20.		
	Saratoga	20.		4612.21
21	Self	50.		4562.21
22	Julian Steunenberg	40.		4522.21
28	E. B. Steunenberg	25.		4497.21
Dec. 4	Allen Gilbert Co., S. D.....	50.		4447.21
6	Allen Gilbert Co., S. D.	30.		4417.21
14	Self	10.		4407.21
15	Walla Walla Food Co.	10.		
	Juliun Steunenberg	25.		4372.21
18	Cash Bk. & Fr. Co.	2.20		4370.01

vs. The Barber Lumber Company. 5269

Date 1905	To whom paid	Amount chk.	Deposits	Balance
Dec. 20	Mrs. E. B. Steunenberg	20.		4350.01
23	Cashr. Bank Nat. Bk. Pocatello ..	15.		4335.01
26	Mrs. E. B. Steunenberg	10.		4325.01
1906 29	A. K. Steunenberg, Tr.	31.44		4293.57
Jan. 3	New York Life, Geo. W. Smith, Cashr.	60.25		4233.32
6	A. F. Isham	1.		4232.32
Feb. 8	F. St. Agent	833.31		3399.01
26	T. A. K. S.	3399.01		0.

FRANK STEUNENBERG, Agent.

Date 1903	To whom paid	Amount chk.	Deposits	Balance
Feb. 11	.....		20000.	20000.
12	John Kinkaid	1600.		
	" "	2400.		16000.
14	1st Natl. Bnk., Boise	4000.		
	Cks.	20155.	25000.	16845.
17	"	1900.		
	1st Natl. Bnk., Boise	4000.	100.	11045.
18	" "	4000.		7045.
20	Mrs. Cora Rubin	2.		
	1st Natl. Bnk., Boise	4000.		3043.
21	" "	2400.		643.
Mar. 16	" "	4000.	20000.	16643.
17	Idanha Hotel	25.25		16617.75
20	1st Natl. Bank., Boise	2400.		14217.75
25	" "	3200.		11017.75
26	" "	3600.		7417.75
Apr. 7	John Kinkaid	4000.		3417.75
8	W. E. Borah	600.	10000.	12817.75
9	Idanha Hotel	20.75		12797.
10	C. C. Stevenson	86.50		12710.50
15	Com'l Bnk.	153.82		12556.68
16	A. K. S. Cashier.....	100.		12456.68
24	J. M. Kinkaid	1240.		11216.68
25	Idanha Hotel	17.50		11199.18
29	W. E. Pierce & Co.	125.		11074.18
30	John S. Wells	1600.		9474.18
May 6	Calvin Cobb	7500.	7500.	9474.18
16	W. E. Borah	51.70		
	1st Natl. Bnk., Boise	2000.		
	John Kinkaid	400.		7022.48
June 1	W. E. Pierce & Co.	125.		6897.48
2	Miss Florence Fraser	4.		6893.48
8	John Kinkaid	500.		6393.48
9	Idanha Hotel	55.25		6338.23
10	1st Nat. Bank, Boise	760.		5578.23
13	Idanha Hotel	12.50		5565.73
22	John Kinkaid	800.		4765.73
24	" "	800.		
	" "	250.		3715.73
July 1	Miss Cora Rubin	3.		3712.73
2	John Kinkaid	400.		3312.73
9	" "	200.		3112.73

vs. The Barber Lumber Company. 5271

Account No. 5.

FRANK STEUNENBERG, Agent.

Date 1903	To whom paid	Amount chk.	Deposits	Balance
July 20	John Kinkaid	1600.		1512.73
21	Miss Bush	1.60		
	Self	1131.27		379.86
Aug. 3	"	334.		
	C. B. S.	27.		18.86
5	.....		8000.	8018.86
6	Idaha	54.55		7964.31
7	Jas. Stephenson	2.		7962.31
12	John Kinkaid	500.		7462.31
14	J "	38.		
	" "	21.		7403.31
18	" "	1000.		
	" "	3200.		3203.31
Sept. 1	" "	800.		
1	Idanha Hotel	30.		2373.31
10	John Kinkaid	1600.		773.31
17	" "	1600.		826.69
18	.....		1500.	673.31
21	" "	1000.		326.69
23	" "		1000.	673.31
26	Geo. T. Young	167.		506.31
Oct. 2	John Kinkaid	250.		256.31
3	Bogart & Mickay	8.		248.31
9	.....		10000.	10248.31
13	Idanha	25.		
	Pat Downs	36.		
	Wm. Gulliford	12.50		10174.81
14	John Kinkaid	4800.		5374.81
29	Idanha Hotel	88.10		1
	" "	30.		5213.71
Nov. 3	John Kinkaid	500.		4713.71
5	" "	50.		
	" "	1600.		3063.71
7	" "	2000.		1063.71
9	" "	400.		663.71
16	J. H. Myers, Agent	7.		656.71
25	John Kinkaid	300.		356.71
27	" "	2000.		1643.29
30	Error on 17	40.		1683.29
Dec. 1	W. E. Borah	600.		2283.29
7	John Kinkaid	800.		3083.29
14	John Kinkaid	100.		3183.29

Account No. 5.

FRANK STEUNENBERG, Agent.

Date	To whom paid	Amount chk.	Deposits	Balance
Dec. 17	John Kinkaid	1600.	5000.	216.71
18	John Kinkaid	200.		16.71
21	" "	500.		483.29
23	" "		4500.	4016.71
24	" "	4800.		783.29
29	" "		5000.	4216.71
30	" "	3200.		1016.71
1904 Jan. 2	" "	380.		
	Statesman ...	7.		
	Cap'l State Bank	4.25		
	Idanha	20.		605.46
	W. S. Galbraith	6.		599.46
4	John Kinkaid	3080.		
	Idanha	120.	5000.	2399.46
5	Chas. Kalesch	25.		2374.46
7	G. D. Hawley	250.		2124.46
30	Error on 2		4.25	2128.71

vs. The Barber Lumber Company. 5273

Account No. 23.

FRANK STEUNENBERG, Agent.

Date 1904	To whom paid	Amount chk.	Deposits	Balance
Feb. 29	.....			2218.71
Mch. 11	John Kinkaid	800.		1328.71
16	John Kinkaid	150.		1178.71
30	Pat Downs	200.		
	W. R. Lake	100.		878.71
Apr. 2	L. M. Pritchard	4.50		
	Evening Cap. News	5.		869.21
4	Idanha Hotel	211.25		657.96
7	Miss Rubin	10.		647.96
13	John Kinkaid	1100.		452.04
18	John Kinkaid	700.	2000.	847.96
20	W. R. Lake	100.		747.96
22	A. T. Ingalls	15.50		732.46
May 7	W. R. Lake	100.		632.46
11	Mrs. Yeager	2.		630.46
19	M. H. Kempner	25.		605.46
June 7	Idanha	10.		
	Idanha	102.		493.46
July 7	Frank Martin	100.		393.46
Aug. 1	Mrs. E. B. Steunenberg.....	20.		373.46
3	John Kinkaid	150.		223.46
10	W. B. Lake	30.		193.46
17	John Kinkaid	50.		143.46
18	John Kinkaid	750.		606.54
22	P. P. Baxter	10.		616.54
24	Mrs. E. B. Steunenberg	20.		636.54
Sept. 2	John S. Wells	150.		786.54
28	Julian Steunenberg	15.		801.54
30	Int. on D. Draft	7.85		809.39
Oct. 1	Loree & Sons	8.		817.39
10	L. M. Pritchard	100.		917.39
18	Rhoda E. Yeager	3.40		920.79
20	Chris Fahy	23.50		944.29
22	A. B. Kahny	10.		
	Geo. Redway for Wm. Sweet....	200.		
	Mrs. E. B. Steunenberg	100.		1254.29
25	L. M. Pritchard	25.		1279.29
31	Int. on O. Draft (Oct.)	7.85		1287.14
Nov. 2	Miss Cora Rubin	7.30		1294.44
3	Cent. Libr. Co.	6.44		1300.88
7	Mrs. Wilson	2.50		1303.38
10	Mrs. E. B. Steunenberg	20.		1323.38

Account No. 23.

FRANK STEUNENBERG, Agent.

Date 1904	To whom paid	Amount chk.	Deposits	Balance
Nov. 15	Self	5.		
	Mrs. E. B. Steunenberg	50.		1378.38
16	Self	40.		1418.38
25	Ed. Smith	14.40		1432.78
28	Mrs. E. B. Steunenberg	9.		1441.78
	Int. on Drft.	13.69		1455.47
Dec. 5	S. R. Rightenour	20.		
	L. M. Pritchard	25.		1500.47
7	Harry T. Wyman	100.		1600.47
16	Self ...	25.		1600.47
17	Mrs. E. B. Steunenberg	3.		1625.47
19	Baker Bros. ...	2.90		1631.37
21	Mrs. E. B. Steunenberg	20.		
	Elijah Frost, Jr.	11.05		1662.42
Dec. 24	N. Y. Life Ins. Co.	15.05		1677.47
27	L. M. Pritchard	30.		
	Mrs. E. B. Steunenberg	3.		
	A. K. Steunenberg, Treas.	39.30		1749.77
29	Self	5.		1754.77
31	Int. on overdraft	16.16		1770.93
1905.				
Jan. 4	G. T. Young	2.		
	Self	5.		1777.93
5	G. T. Hamill, Assessor	93.20		1871.13
	.....			1876.13
	Caldwell Power Co.	11.85		1897.98
18	Mrs. Torrance	1.75		
	Self	250.		2149.73
19	S. D. Hartkopf ...	15.		
	Mrs. C. B. Steunenberg	20.		2184.73
31	Int. on overdraft	20.07		2204.80
Feb. 4	C. C. Smith	2.25		2207.05
7	S. T. Lockwood & Son, Agts.	80.90		2287.95
8	Mrs. E. B. Steunenberg	10.		2297.95
9	Antone Hinkey	5.		2302.95
13	Mrs. E. B. Steunenberg	10.		2317.95
16	Self	20.		2337.95
23	Self ...	5.		2342.95
27	Julian Steunenberg	19.50		2362.45
28	Int. on overdraft	21.46		2383.91
	Mrs. E. B. Steunenberg	15.		2398.91
Mch. 2	Ben Harris	2.		2400.91

vs. The Barber Lumber Company. 5275

Account No. 23.

FRANK STEUNENBERG, Agent.

Date 1905		Amount chk.	Deposits	Balance
Mch.	2 Ben Harris	2.		2400.91
	6 Self	5.		
	Caldwell Power Co.	4.70		2410.61
	13 Mrs. E. B. Steunenberg	10.		2420.61
	14 Dr. Brigham	15.		2435.61
	16 John Kinkaid	100.		2535.61
	18 John Decker	5.		2540.61
	20 Mrs. E. B. Steunenberg	40.		2580.61
	22 Julian Steunenberg	25.		2605.61
	31 Int. on overdraft	24.97		2630.58
Apr.	8 L. M. Pritchard	25.		2655.58
	11 Mrs. E. B. Steunenberg	10.		2665.58
	13 Oakes Bros.	8.65		2674.23
	14 J. L. Bedford & Co.	1.		2675.23
	18 A. Greenland	15.		2690.23
	24 Mrs. E. B. Steunenberg	30.		2720.23
	25 Mrs. Torrence	1.50		2721.73
	27 Self	25.		2746.73
May	18 Mrs. E. B. Steunenberg	5.		
	“ “ “	3.		
	Self	3.		2757.73
June	1 Lippincott Warner	2.50		2760.23
June	20 Mrs. E. B. Steunenberg	10.		2770.23
	23 Mrs. E. B. Steunenberg	25.		2795.23
July	18 Mrs. F. J. Garvin	24.		2819.23
	19 Self	10.		
	Laura Patton	13.40		2842.63
	24 H. G. Hammond	1.		2843.63

**Plaintiff's Exhibits Nos. 143D to 143O, Inclusive,
Being Estimates.**

(Send up originals.)

Plaintiff's Exhibit No. 143D.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143E.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143F.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143G.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143H.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143I.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143J.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143K.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143L.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143M.

**LETTER FROM DENNIS THORNTON TO A. E.
PALMER WITH CRUISER'S ESTIMATE
ATTACHED.**

“Centerville, Idaho, August 14th.

Mr. A. E. Palmer,
Spokane, Wash.

Dear Sir: Enclosed find Estimates of lands in

Town 6 N., Range 5 East, and Town 7 N., R. 5 East.

Yellow Pine No. 1, 16,155 M.

Yellow Pine No. 2, 2,275 M.

Total of yellow pine, 18,430 M.

average to acre, 9,403
ft.

Bull Pine, 1,030 M

Fir, 295

Total of all, 19,755 M

Mr. Palmer, it is getting hard to find timber that has not got mineral locations that will go 8 M per acre. This timber is all on good logging ground. There is parts of fortys scattered around that has from 25M to 100M to the forty, that is near Grimes Creek.

Yours very truly,

DENNIS THORNTON."

(Send up originals.)

Plaintiff's Exhibit No. 143N.

Cruiser's Estimate.

Plaintiff's Exhibit No. 143 O—Chapman.

Cruiser's Estimate.

Plaintiff's Exhibits Nos. 143AA to 143 OO.

Plaintiff's Exhibit No. 143AA.

REMITTANCE SHEETS EXCHANGE BANK,
SPOKANE.

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

6-20-02

Please list each check separately.

	Dollars.	Cents.
Gold C .....	....	....
Silver .....	....	....
Currency .....	....	....
Checks	5005	....
	5	....
X.	—	—
R. 18.	5000	....

REMITTANCE SHEET.

EXCHANGE NATIONAL BANK, Spokane, Wash., June 20, 190—.
SPOKANE, WASH. To Am. B.

Chicago.

Date.	No.	Drawer.	On Whom.	Endorser.	Amount
....	92,459	West Passenger Assn.....	.....	J. Woll Co.....	27.68
6/18	.....	A. E. Palmer	James T. Barber	Us	5005.
....	.....	.....	& S. G. Moon	Eau Claire, Wis.	
5/29	.....	Jane M. Johns	B. J. Decatur	Harry J. Martin ..	1125.
....	217	Luther F. Martin	F. Atyens B. Decatus...	"	25.
....	3,897	Traders Protective Assn. Am. 4th St., St. Louis..	Eugene Barnett ...		67.85
Total,					6250.53

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

June 30/02.

Please list each check separately.

	Dollars.	Cents.
Gold . . . . .	.....	....
Silver . . . . .	.....	....
Currency . . . . .	.....	....
Checks . . . . .	.....	....
Drf. on J. T. B. & S. G. M.,	5005	00
	F. 5	00
	<hr/>	<hr/>
	5000	00

REMITTANCE SHEET.

EXCHANGE NATIONAL BANK, Spokane, Wash., 6/30, 1902.
SPOKANE, WASH. To Am. B.
Chicago.

Date.	No.	Drawer.	On Whom.	Endorser	Amount.
....	140,324	Chamberlain Med. Co. ....	.....	Chronicle ...	43.75
....	1,592	Des Moines Ins. Co.	Peoples Sav. St.	Palouse	1.80
....	.....	.....	Des Moines,.....	.....	.....
....	30,965	Cincinnati, O.	Mrs. B.	Sfot D. Co.	100.
....	.....	Mimll Chemical Co.	Cincinnati .....	.....	.....
....	88,229	Gu agt Topeka	Asst. L. St. Louis	tifnlb #1	24.
....	12,062	A. Cox Co.	B. J. C. "	C. Aths. Cast	600.
....	430	Wickliffe Ky.	"	US	24.90
....	1,405	Sua Dus Co.	Dft.	Northport	215.
6/30	.....	A. E. Palmer	Barber & Moon	A. E. Palmer	5005.
.....	.....	.....	Eau Claire, Wis. ....	.....	.....
Total, ...					<hr/> 6014.45

The United States of America

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

7/23/02.

Please list each check separately.

	Dollars.	Cents.
Gold . . . . .	.....	....
Silver . . . . .	.....	....
Currency . . . . .	.....	....
Checks . . . . .	.....	....
Drf. on B. & M.,	10,010	00
F.	10	....
	<hr/>	<hr/>
	\$10,000	00

REMITTANCE SHEET.

EXCHANGE NATIONAL BANK, Spokane, Wash., June 23, 1902.

SPOKANE, WASH.

To Am. B.

Chicago.

Date.	No.	Drawer.	On Whom.	Endorser	Amount.
....	3,203	Ohio & Eel. Rl. Od. Co.	Luman B.	F. E. Lucas	2.02
....	.....	.....	Marietta, O. ....	.....	.....
....	2,777	.....	Ohio Valley F.	F. H. Atkinson	715.32
....	.....	.....	Anemette, O. ....	.....	.....
....
....	1,303	A. E. Palmer	Barber & Moon	A. E. Palmer	10010.
....	.....	.....	Eau Claire, Wis. ....	.....	.....
....	1,303	Fraternal Army of Am.	H. B. Taylor	T. W. Altho	6.
....	.....	.....	.....	Murphy	.....
					<hr/>
Total, ...					10,733.34

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

Apl. 14/02.

Please list each check separately.

	Dollars.	Cents.
Gold ... ..	.....	....
Silver ... ..	.....	....
Currency ... ..	.....	....
Checks	1201	20
X	1	20
	<hr/>	<hr/>
	1200	00

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

4/14/02.

Please list each check separately.

	Dollars.	Cents.
Gold ... ..	.....	....
Silver ... ..	.....	....
Currency ... ..	.....	....
Checks	38763	75
Ex.	38	75
	<hr/>	<hr/>
	38725	00

REMITTANCE SHEET.

EXCHANGE NATIONAL BANK, Spokane, Wash., Apl. 14, 1902.

SPOKANE, WASH.

To M^w. Bank of Eau Claire,
Eau Claire, Wis.

Date.	No.	Drawer.	On Whom.	Endorser	Amount.
4/14	A. E. Palmer	J. T. Barber & S. G. Moon	A. E. Palmer	1301.20
14	"	"	"	38763.75

Total,.....39964.95

Remit to Commercial Natl. Bank, Chicago, Ill., for our credit and adnce.

The United States of America

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

6/24/02.

Please list each check separately.

	Dollars.	Cents.
Gold .....	.....	.....
Silver .....	.....	.....
Currency .....	.....	.....
Checks .....	.....	.....
Drf. on J. T. B. & S. G. M.,	5005	00
F.	5	....
	<hr/> 5000	<hr/> 00

REMITTANCE SHEET.

EXCHANGE NATIONAL BANK,
SPOKANE, WASH.

Spokane, Wash., Jne. 24, 1902.

To Am. B.

Chicago.

Date.	No.	Drawer.	On Whom.	Endorser	Amount.
....	15,728	M. & F. Peanut Co.	Norfolk, W. Va.	R. & M. Co.	6...
....	3,724	Wentworth S. D.	O. M. Indianapolis	W. H. Plummer	10...
....	49,996	E. G. Arnold & Co.	A. M. Central & Co., St. C. A. Robbins		6.30
			Louis		
....	31,746	Winside, Neb.	La. State & Sioux City..	Grangeville ...	1900...
6/19	.....	Robt. L. Pythian	A. M. D., Indianapolis ..	W. H. Plummer....	150...
25	.....	A. E. Palmer	James T. Barber	Us ...	5005...
			S. G. Moon		

Total, ... 7077.30

Chgd. Grangeville 7/13, X 1.90.

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

6/27/02.

Please list each check separately.

	Dollars.	Cents.
Gold . . . . .	.....	....
Silver . . . . .	.....	....
Currency . . . . .	.....	....
Checks . . . . .	.....	....
Drf. on J. T. B. & S. G. M.,	5005	00
F.	5	00
	<hr/>	<hr/>
	\$5000	00

REMITTANCE SHEET.

EXCHANGE NATIONAL BANK, Spokane, Wash., June 27, 1902.
SPOKANE, WASH. To Am. B.

Chicago.

Date.	No.	Drawer.	On Whom.	Endorser	Amount.
....	307	C. A. Thompson	P. & F., Ironton	O. Warduis	15...
6/27	.....	A. E. Palmer	J. T. Barber & S. G. Moon	A. E. Palmer	5005...
....	.....	.....	Eau Claire	.....	.....
118148	Independence, Ia.	.....	.....	J. M. Moore, Tres.	200...
					<hr/>
					Total, .....5220...

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

Aug. 4/02.

Please list each check separately.

	Dollars.	Cents.
Gold . . . . .	.....	....
Silver . . . . .	.....	....
Currency . . . . .	.....	....
Checks	1,775	00
Drf.	161	75
"	10,010	00
	<hr/>	<hr/>
	11,946	75
F	10	25
	<hr/>	<hr/>
	11,936	50

REMITTANCE SHEET.

EXCHANGE NATIONAL BANK,
SPOKANE, WASH.

Spokane, Wash., Aug. 4, 1902.
To Am. B.

Chicago.

Date.	No.	Drawer.	On Whom.	Endorser	Amount.
....	19,724	Auxora, Ill.		Wardner ...	41.11
8/4	.....	A. E. Palmer	Barber & Moon,		
			Eau Claire.....	A. E. Palmer ...	10010...
4	.....	" .....	" .....	" .....	161.75
....	2,070	Des Moines County Shoe Co., Egl. S. Louis.....	B. & Wise Co.		25.20
....	2,551	Lyman T. Powell	St. B., West Superior ..	Chavit M. Co.	612.32
4/17	.....	Northern Lin. Co.	Am. 4 B	" "	11.42
....	4,143	Yeoman & Yeoman.....	Hankeson Natl. B., Ky.	J. Z. Moore	186.19
				X 65	
				Total, ...	11,047.99

vs. The Barber Lumber Company. 5285

DEPOSITED IN
EXCHANGE NATIONAL BANK,
Spokane, Wash.

By A. E. Palmer,

7/7/02.

Please list each check separately.

	Dollars.	Cents.
Gold ... ..	.....	....
Silver ... ..	.....	....
Currency ....	.....	....
Checks ... ..	.....	....
Dft. on B. & M.	5005	00
F.	5	00
	<hr/>	<hr/>
	\$5000	00

REMITTANCE SHEET.

EXCHANGE NATIONAL BANK, Spokane, Wash., July 7, 1902.
SPOKANE, WASH. To Am. B.

Chicago.

Date.	No.	Drawer.	On Whom.	Endorser	Amount.
7/17	A. E. Palmer	James T. Barber	A. E. Palmer	.....5005...
....	S. G. Moon.....	.....	.....
....	Eau Claire, Wis.....	.....	.....
Total.....					<hr/>

Plaintiff's Exhibit No. 143CC.

Checks and Stubs, Frank Steunenberg, Check Book.

Plaintiff's Exhibit No. 143DD.

Checks, Frank Steunenberg.

Plaintiff's Exhibit No. 143EE.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143FF.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143GG.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143HH.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143 II

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143JJ.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143KK.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143LL.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143MM.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143NN.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 143 OO.

Checks and Stubs, Frank Steunenberg.

Plaintiff's Exhibit No. 144A.

LETTER OF C. R. PONCIA TO FRED T. DU-
BOIS, U. S. SENATOR, DATED AT
PIONEERVILLE, IDAHO, JAN. 24th, 1902.
(Copied in full as Exhibit No. 68G.)

Plaintiff's Exhibits Nos. 145E to 145H.

Plaintiff's Exhibit No. 145E.

APPLICATION FOR WRIT OF HABEAS COR-
PUS.

*“In the Circuit Court of the United States for the
District of Idaho.*

In the Matter of the Application of L. G. CHAP-
MAN, for a Writ of Habeas Corpus.
To the Honorable WILLIAM GILBERT, Judge of
said Court:

The petition of L. G. Chapman respectively shows
that he is unlawfully imprisoned, detained, confined
and restrained of his liberty by Ruel Rounds,
United States Marshall for the District of Idaho,
and is confined in the County Jail of Ada County,
Idaho, by said marshal.

That the imprisonment, detainment, confinement
and restraint are illegal, and that the illegality
thereof consists in this, to wit:

That said L. G. Chapman was on the 5th day of
April, 1907, duly served with a subpoena duces
tecum issued out of the United States District Court
for the District of Idaho, commanding him, the
said L. G. Chapman, to appear forthwith before a

grand jury then and there duly empaneled in said court, to testify and produce before said grand jury certain records, documents and correspondence of the Barber Lumber Company then and there in the possession and under the control of the said L. G. Chapman, a true and correct copy of which said subpoena is hereto attached and made a part of this petition, and marked Exhibit 'A.'

That in obedience to said subpoena, said L. G. Chapman appeared before said grand jury, and then and there refused to comply with the order of said subpoena, in so far as the same required him to produce before said grand jury all the books, records and correspondence called for in said subpoena. That thereupon the refusal of the witness so to do was reported by the grand jury to the Honorable James H. Beatty, the Judge of said court, and said court then and there issued an order for the said L. G. Chapman to appear before said court at 1:30 o'clock P. M. on the 6th day of April, 1907, and then and there produce said books, papers, documents, etc., as required by said subpoena, or show cause why he should not be adjudged for contempt of court, as the same more fully appears by a certified copy of said order marked exhibit 'B,' hereto attached and made a part of this petition.

That thereafter an order was duly made and entered by the Judge of said court and served upon this petitioner, requiring him to appear before said grand jury, and submit to said grand jury, for their examination, all books, accounts, papers and all documents of every kind, whether pertaining to the

acquisition of said timber lands or to any business of said Barber Lumber Company in Idaho, a certified copy of which said order is hereto attached, marked Exhibit 'C' and made a part of this petition.

That in accordance with the command, and in compliance with said order, your petitioner appeared before said grand jury with certain of the records, correspondence and documents as called for, and the United States District Attorney and said grand jury insisting upon the petitioner permitting said district attorney and said grand jury to inspect and examine private records and correspondence that was in no way material and could not be material to any inquiry or investigation pending before said grand jury, and your petitioner refusing to permit of said inspection and examination; the matter was thereupon by said grand jury referred to said District Court, and the Court, after hearing the report of the grand jury, thereon, made and entered an order herein in regard to said matter, a certified copy of which said order is hereto attached, marked Exhibit 'D' and made a part of this petition.

That after the issuance of said order last above referred to, your petitioner again appeared before said grand jury and declined to comply with the said last mentioned order of the court and command of the subpoena herein referred to as being served upon said petitioner, and stated orally and in writing to said grand jury his reasons for so doing. Said reasons, among others being: That he was general manager of the Barber Lumber Company and a stock-

holder in said corporation, and as such general manager he had knowledge of its dealings in relation to procuring of Government timber lands in the State of Idaho. Also for the reason that the subpoena and order of the court contravened the fourth amendment of the Constitution of the United States. That the subpoena and order of the court in relation thereto, gave the petitioner no information as to the person or matters under investigation by said grand jury. That the records, documents and papers called for in said subpoena, and orders of the court, contain, to a large extent, all the private transactions and private correspondence of the Barber Lumber Company, and could, in no manner, be of any value or aid to the grand jury in their deliberations. That the production and inspection to the grand jury, for their consideration, of the records, correspondence and documents called for in said subpoena, and in the orders of the court in relation thereto, might tend to incriminate your petitioner, and the production thereof would be contrary to the fifth amendment to the constitution of the United States. All of which said objections will more fully appear by a certified copy of the report of said grand jury to said district court, hereto attached, marked exhibit 'E' and made a part of this petition.

That upon the filing of said report of said Grand Jury last above mentioned, your petitioner appeared before said court and filed therein the same objections to the production of said documents and correspondence as hereinbefore referred to as having been made before the Grand Jury, but notwithstand-

ing such objections, said district court did, then and there make and enter an order, adjudging said petitioner to be guilty of contempt of the orders of said court aforesaid in refusing to comply with said orders and produce said documents and papers, and remanded this petitioner to the custody of the United States Marshall for the District of Idaho, to be by said marshall confined in the County Jail of Ada County until he comply with the aforesaid order. A copy of which said order is hereto attached, and marked exhibit 'F' and made a part of this petition.

Wherefore, your petitioner prays that a writ of habeas corpus may be granted, directed to the said Ruel Rounds, United States Marshall for the district of Idaho, commanding him to have the body of L. G. Chapman before your Honor at a time and place therein to be specified to do, and receive what shall then and there be considered by your Honor concerning him, together with the time and cause of his detention and said writ, and that he may be restored to his liberty.

L. G. CHAPMAN,
Petitioner."

"State of Idaho,
County of Ada,—ss.

L. G. Chapman, being duly sworn, deposes and says, that he is the petitioner named in the foregoing petition subscribed by him; that he he has read the same, and knows the contents thereof, and the said statements made are true, as he verily believes.

L. G. CHAPMAN.

Subscribed and sworn to by the said L. G. Chapman before me, and by me subscribed, on this 10th day of April, 1907.

[Seal]

CLINTON C. SIGGINS,
Notary Public."

(My Commission expires March 10, 1910.)

(COPY)

EXHIBIT "A."

SUBPOENA TICKET—DUCES TECUM.

District of Idaho.

To L. G. Chapman and L. G. Chapman, Manager.

By virtue of a subpoena issued out of the United States District Court, you are required to be and appear before the said Court at Boise, forthwith, 1907, then and there to testify on behalf of the United States before the Grand Jury and not to depart without leave.

L. G. Chapman, and L. G. Chapman, Manager.

And have you then and there all books of account of every name, nature and description of the Barber Lumber Company in Idaho.

And all stock books or other records showing the owners, past and present, of the stock of the said Barber Lumber Company and all transfers of the stock thereof.

And all books, records, papers and correspondence relating to the acquiring and perfecting of title to timber and other lands in the State of Idaho.

And all records, accounts and correspondence with every officer, employee, representative, agent or attorney engaged in or employed for the purpose of

acquiring title or perfecting title to timber or other lands in the State of Idaho for the said Barber Lumber Company; and all accounts with and the payment or payments made to any and all of said officers, employees, representatives, agents or attorneys.

And any and all books, records and papers showing the payments made on account of the purchase of any and all timber or other lands in the State of Idaho, and to whom such payment or payments were made, and the manner of such payment.

And any and all contracts and agreements made with any person, association, agent, officer, representative, employee or attorney in reference to the acquiring of timber and other lands in the State of Idaho.

And any and all cash books, ledger accounts, bank books, notes, canceled checks, and the stubs of any and all check-books, showing any and all payments to any person, firm or corporation on account of acquiring and perfecting title to timber and other lands in the State of Idaho by said Barber Lumber Company.

And all correspondence had by you, as manager or otherwise, with any officer, attorney, employee or representative or agent, of said company, in reference to the acquiring and perfecting of title to any timber or other lands in the State of Idaho.

Also the articles of incorporation of said Barber Lumber Company, and the minutes and records of the meetings of the stockholders and directors of said Barber Lumber Company.

And all maps, plats, and tract or abstract books,

showing the lands and timber on lands, owned by, claimed by, or held in trust for said Barber Lumber Company.

The above to include the original, duplicates and all copies, letter-press, carbon or otherwise, of any and all of the aforesaid books, records, documents, correspondence and papers, from the organization of the said Barber Lumber Company down to and including the year 1906, now in your possession or under your control, or in the possession or under the control of any agent, employee, representative, attorney or officer of said Barber Lumber Company in the State of Idaho.

If you fail to obey such subpoena, you may be fined and imprisoned, as the Court may direct.

(Signed) R. ROUNDS,

U. S. Marshal.

By W. R. Bryon, Dep."

EXHIBIT "B."

*"In the District Court of the United States for the
District of Idaho, Central Division.*

In re Contempt of L. G. CHAPMAN.

It appearing by the report of the Grand Jury of this court this day made and signed by its foreman that one L. G. Chapman duly and regularly served with a subpoena issued out of this court requiring him personally or as manager of the Barber Lumber Company, to produce before said Grand Jury, certain books, records, documents, papers and correspondence of the Barber Lumber Company, and it further appearing that the said L. G. Chapman ap-

peared before said Grand Jury on this the 6th day of April, 1907, and under oath, thereupon admitted that he had in his possession, custody and under his control certain of the books, records, papers, documents and correspondence as called for in said subpoena, but then and there declined and refused to produce the same in obedience to said subpoena.

NOW, THEREFORE, it is ordered that the said L. G. Chapman be and appear before this court at 1:30 o'clock P. M., on this the 6th day of April, 1907, and then and there produce said books, records, papers, documents and correspondence, as required by said subpoena, or then and there show cause why he should not be adjudged in contempt of this court.

JAS. H. BEATTY,
District Judge.

Dated April 6, 1907."

"I hereby certify that I received the within Order to Show Cause at Boise, Idaho, on April 6th, 1907, and that I served the same upon L. G. Chapman, the person named therein, at Boise, Idaho, on April 6th, 1907, by handing to and leaving with him personally a copy of the within Order to Show Cause.

R. ROUNDS,
U. S. Marshal.
By W. R. Bryon,
Deputy.

Boise, Idaho, April 6th, 1907.
Filed April 6, 1907."

EXHIBIT "C."

*"In the District Court of the United States for the
District of Idaho, Central Division.*

In re Contempt of L. G. CHAPMAN.

Now, at this time the said L. G. Chapman appearing in court in person and by his counsel, and the court being fully advised in the premises:

IT IS HEREBY ORDERED, That the said L. G. Chapman shall produce before the said Grand Jury all books, records, documents, papers and correspondence relating directly or indirectly to the acquiring and perfecting of title to timber lands in the State of Idaho by the Barber Lumber Co. and all records, accounts and correspondence with every officer, employee, representative, agent or attorney, engaged in or employed for the purpose of acquiring title or perfecting title to timber lands in the State of Idaho for the said Barber Lumber Company, and all accounts with and the payment or payments made to any and all of said officers, employees, representatives, agents or attorneys, and any and all books, records and papers showing the payments made on account of the purchase of any and all timber lands in the State of Idaho and to whom such payment or payments were made and the manner of such payments, and any and all cash books, ledger accounts, bank books, notes, canceled checks, and the stubs of any and all check books showing any and all payments to any person, firm or corporation on account of acquiring or perfecting title to timber lands in the State of Idaho by the said Barber Lumber Com-

pany, and all correspondence had by you as manager or otherwise with any officer, attorney, employee, representative or agent of said company with reference to the acquiring and perfecting of Title to any timber lands in the State of Idaho, and all maps, plats, tracts or abstract books showing the lands and timber on lands owned by, claimed by or held in trust by said Barber Lumber Company, and shall produce all books, correspondence and documents that have any connection, whether directly or indirectly with the acquiring by the said Barber Lumber Company of timber lands in the State of Idaho.

The object of the foregoing order being to produce all such evidence before the Grand Jury as pertains to the acquirement of timber lands by the Barber Lumber Company in the State of Idaho and showing all transactions in relation thereto.

Given this 6th day of April, 1907.

JAS. H. BEATTY,
District Judge."

I hereby certify that I received the within In re Contempt of L. G. Chapman Order at Boise, Idaho, on April 6th, 1907, and that I served the same upon L. G. Chapman, the person named therein, at Boise, Idaho, on April 6th, 1907, by handing to and leaving with him personally, a copy of the within In re Contempt of L. G. Chapman Order.

R. ROUNDS,
U. S. Marshal.
By W. R. Bryon,
Deputy.

Boise, Idaho, April 7th, 1907.
Filed April 6th, 1907."

EXHIBIT "D."

"At a stated term of the District Court of the United States, for the District of Idaho, held at Boise, Idaho, on Monday the 8th day of April, 1907.

Present: Hon. JAS. H. BEATTY, Judge.

In the Matter of Contempt Proceedings Against L. G. CHAPMAN, a Witness Before the Grand Jury.

Now came the Grand Jury with the U. S. District Attorney and the witness L. G. Chapman, and his counsel, Lyttleton Price, Esq. The said Grand Jury reported to the Court that the said witness had failed to comply with the order of this court heretofore entered and after argument of counsel the court ordered as follows, to wit:

Whereas, it appears that the order heretofore made on the 6th day of April, 1907, to the general effect that all the books, correspondence, papers and documents pertaining to the acquirement by the Barber Lumber Company, of certain timber lands, has led to a controversy as to which thereof are pertinent and, as reported to the Court by the Grand Jury, the company, its agents and attorneys have assumed to determine which are pertinent instead of leaving such determination to the judgment of the Grand Jury, it is now, therefore, ordered that all the books, accounts, papers and all documents of every kinds, whether pertaining to the acquirement of said timber lands or to any business of said Barber Lumber Company in Idaho, be immediately submitted to the inspection and examination of said Grand Jury by the Manager of said Company, Mr. L. G. Chapman,

who has testified before said Grand Jury that he is the custodian and in possession of such books, papers and documents.

To avoid placing before the Grand Jury any of the records or evidence of the business operations of said Company, which do not bear upon or are in no way connected with the matters now under investigation by the Grand Jury, it is now, further ordered that the United States District Attorney and the attorneys, or either of them, who have appeared for said Chapman may agree together that said District Attorney with two competent examiners selected by him, who are so acquainted with the issues and matters now being investigated before the said Jury, that they may determine what matters are pertinent, shall examine, in the presence of said Chapman or either of his attorneys, all said books, papers, documents, etc., of said Company, and only those or the parts thereof which said District Attorney and the said two examiners so selected shall determine are pertinent shall be subjected to the inspection of said Grand Jury, and that until the parties shall agree to such arrangement, the examination of said records, and documents, as above referred to, shall proceed before the Grand Jury."

EXHIBIT "E."

"In the District Court of the United States in and for the District of Idaho.

In the Matter of the Contempt of L. G. CHAPMAN.

Now comes the Grand Jury, duly empaneled, into court, and further reports to the court that the witness, L. G. Chapman further appeared before the

Grand Jury on this, the 9th day of April, 1907, in obedience to the subpoena heretofore issued and served upon him, and the order of this court, requiring him to produce certain books, papers, correspondence and other documents of the Barber Lumber Company before said Grand Jury, and upon being interrogated respecting the same, he then and there said he would refuse and did refuse to produce any of the books, papers, correspondence or other documents of said Barber Lumber Company, and did then and there refuse to produce the same or any of the same for the inspection of the Grand Jury; and placed such refusal upon the grounds stated in the document hereunto appended and made a part of this report.

WHEREFORE, The Grand Jury await the further instructions of the Court in the premises.

WILLIAM B. GRIGSBY,

Foreman of the Grand Jury.

April 9th, 1907.”

In the District Court of the United States, Central Division, for the District of Idaho.

To the Foreman and Gentlemen of the Grand Jury:

I shall have to decline to produce the documents called for in the subpoena served upon me and in the orders of the Court in relation thereto;

First. I am the general manager of the Barber Lumber Company, and also a stockholder in said corporation. I have been such general manager ever since said corporation commenced business in Idaho, and have represented the corporation in this State. As such general manager, I have knowledge of its dealings in relation to procuring the government

timber lands in this state; and also of all its business affairs within the State of Idaho. I have had control and custody of all the books, papers, and records called for in the subpoena served upon me and referred to in the orders of the Court in reference thereto.

Second. For the reason that the subpoena and order of the Court contravene the 4th Amendment of the Constitution of the United States. That said subpoena and order of the Court directing the production of all the books, records and files in the office of the Barber Lumber Company is too general in its character and is unreasonable and against the law.

Third. That the subpoena served upon me, and the order of the Court in relation thereto, gives me no information whatever as to the person or matters under investigation by the said Grand Jury, and therefore no intimation as to what documents would be material, and should be produced by me before said Grand Jury.

Fourth. That the District Attorney, Mr. Ruick, stated in open court that there was evidence before the Grand Jury touching the acquisition of lands by the Barber Lumber Company of which the witness, Chapman, might be and very likely was ignorant, and, therefore, he could not be permitted to be the judge as to whether or not the evidence which he offered was pertinent.

Fifth. That the records, documents and papers called for in said subpoena and orders of the Court made in reference thereto, contain, to a large extent, all the private business transactions of said Barber

Lumber Company, and private and confidential correspondence which could in no manner be of any value or aid to this Grand Jury in any of their deliberations, and the production and exposure of said books, records and documents to said district attorney, his associates, and the Grand Jury, would invade the private business affairs and private correspondence of myself and the Barber Lumber Company, and is therefore unreasonable and void. By the order of this court I am required to leave these records, documents and evidence in the possession of the Grand Jury and district attorney in order that he may select, after an investigation of all these private matters, such parts thereof as he may deem material; and that said books, records and documents are to be taken from my possession and given into the possession of said district attorney for said purpose.

Sixth. I shall also have to decline to produce or exhibit to the Grand Jury for their consideration, the records, correspondence and documents called for in said subpoena served upon me in this matter, and in the orders of the court in relation thereto, on the ground that the production of said records, correspondence, and other documents might tend to incriminate me, and that the subpoena to produce the same, and the order of the Court in relation thereto, and the production thereof, would be contrary to the 5th amendment to the Constitution of the United States, which declares:

‘No person shall be compelled, in any criminal case, to be a witness against himself.’

The above and foregoing objections are made by me in good faith and without any disrespect to the Court or Grand Jury, and without any intention, upon my part, to obstruct or in any manner interfere with the due administration of justice, but solely to protect my legal rights in the premises.

L. G. CHAPMAN."

"Filed April 9th, 1907."

EXHIBIT "F."

"In the District Court of the United States in and for the District of Idaho.

In the Matter of the Contempt of L. G. CHAPMAN,
a Witness Before the Grand Jury.

Now, on this 9th day of April, 1907, came the Grand Jury with the U. S. District Attorney and the witness L. G. Chapman, and his counsel, Lyttleton Price and A. A. Fraser, Esqs.; thereupon the said Grand Jury reported to the Court that the said witness had refused to comply with the order of this court entered on the 8th day of April, 1907, requiring him to produce certain books, papers, correspondence and other documents of the Barber Lumber Company before said Grand Jury.

And the Court being fully advised in the premises, ordered that the said L. G. Chapman, be adjudged guilty of contempt of this court in refusing to comply with said order to produce the documents and papers required by the order aforesaid; and that he be punished therefor.

That he be now remanded to the custody of the United States Marshal for the District of Idaho, and

that he be by the said ~~Marshal for the District of Idaho~~, and that he be by the said Marshal confined in the county jail of Ada County, until he comply with the aforesaid order, or until someone on his behalf, produce said documents and papers for the inspection of said Grand Jury, or until the further order of this court.”

“United States of America,
District of Idaho.

I hereby certify that I received the within ‘In the Matter of the contempt of L. G. Chapman, a witness before the Grand Jury’ Order at Boise, Idaho, on April 9th, 1907, and executed the same by committing the said L. G. Chapman to the Ada County Jail at Boise, Idaho, on April 9th, 1907, as within I am commanded.

R. ROUNDS,
U. S. Marshal.

Boise, Idaho, April 9th, 1907.

Filed April 10th, 1907.”

“United States of America,
District of Idaho,—ss.

I, A. L. Richardson, Clerk of the District Court of the United States, for the District of Idaho, do hereby certify that the foregoing transcript of papers hereunto annexed, Marked ‘B., C., D., E. & F.’ are true and correct copies of the originals as they appear upon record and on file in said court, In the Matter of the Contempt of L. G. Chapman, a witness before the Grand Jury.

Witness my hand, and the seal of said Court affixed
at Boise, Idaho, this 10th day of April, 1907.

[Seal]

A. L. RICHARDSON,
Clerk."

Plaintiff's Exhibit No. 145F.

**ANSWER TO ORDER TO SHOW CAUSE IN
CONTEMPT.**

*"In the District Court of the United States, Central
Division, District of Idaho.*

To the HON. JAMES H. BEATTY, Judge of said
Court:

I shall have to decline to produce the documents
called for in the subpoena served upon me and in the
orders of the Court in relation thereto.

First. I am the general manager of the Barber
Lumber Company, and also a stockholder in said
corporation. I have been such general manager
ever since said corporation commenced business in
Idaho, and have represented the corporation in this
State. As such general manager, I have knowledge
of its dealings in relation to procuring the Govern-
ment timber lands in this state; and also of all its
business affairs within the State of Idaho. I have
had control and custody of all the books, papers and
records called for in the subpoena served upon me
and referred to in the orders of the Court in refer-
ence thereto.

Second. For the reason that the subpoena and
order of the Court contravene the 4th Amendment of
the Constitution of the United States. That said
subpoena and order of the Court directing the pro-

duction of all the books, records and files in the office of the Barber Lumber Company is too general in its character and is unreasonable and against the law.

Third. That the subpoena served upon me, and the order of the Court in relation thereto, gives me no information whatever as to the person or matters under investigation by the said Grand Jury, and therefore no intimation as to what documents would be material and should be produced by me before said Grand Jury.

Fourth. That the District Attorney, Mr. Ruick, stated in open court that there was evidence before the Grand Jury touching the acquisition of lands by the Barber Lumber Company of which the witness, Chapman, might be and very likely was ignorant. and therefore he could not be permitted to be the judge as to whether or not the evidence which he offered was pertinent.

Fifth. That the records, documents, and papers called for in said subpoena and orders of the Court made in reference thereto, contain, to a large extent, all the private business transactions of said Barber Lumber Company, and private and confidential correspondence which could in no manner be of any value or aid to this Grand Jury in any of their deliberations, and the production and exposure of said books, records, and documents to said district attorney, his associates, and the Grand Jury, would invade the private business affairs and private correspondence of myself and the Barber Lumber Company, and is therefore unreasonable and void. By the order of this court, I am required to leave these

records, documents and evidence in the possession of the Grand Jury and district attorney in order that he may select, after an investigation of all these private matters, such parts thereof as he may deem material; and that said books, records and documents are to be taken from my possession and given into the possession of said district attorney for said purpose.

Sixth. I shall also have to decline to produce or exhibit to the Grand Jury for their consideration, the records, correspondence and documents called for in said subpoena served upon me in this matter, and in the orders of the Court in relation thereto, on the ground that the production of said records, correspondence and other documents might tend to incriminate me, and that the subpoena to produce the same, and the order of the Court in relation thereto, and the production thereof would be contrary to the 5th Amendment to the Constitution of the United States, which declares:

‘No person shall be compelled, in any criminal case, to be a witness against himself.’

The above and foregoing objections are made by me in good faith and without any disrespect to the Court or Grand Jury, and without any intention, upon my part, to obstruct or in any manner interfere with the due administration of justice, but solely to protect my legal rights in the premises.

L. G. CHAPMAN.”

Plaintiff's Exhibit No. 145G.**SUBPOENA.**

*“In the District Court of the United States for the
District of Idaho.*

United States of America,
District of Idaho,—ss.

The President of the United States of America, to
Barber Lumber Company, L. G. Chapman, Man-
ager; L. G. Chapman, Manager, Barber Lumber
Company; L. G. Chapman, Greeting:

You are hereby commanded to appear in the Dis-
trict Court of the United States, for the District of
Idaho, at Boise City, in said District forthwith, 1907,
to testify as a witness on behalf of the United States
in the cause of United States of America, vs. John I.
Wells, and others. And have you then and there:

All stock books or other records showing the
owners, past and present, of the stock of the said
Barber Lumber Company, and all transfers and as-
signments of the stock thereof.

And all books, records, papers and correspondence
of the Barber Lumber Company, or any officer, agent
or attorney thereof, relating to the acquiring and per-
fecting of title by and in the Barber Lumber Com-
pany to timber and other lands in the State of Idaho.

And all records, accounts and correspondence with
every officer, employee, representative, agent or at-
torney engaged in or employed for the purpose of ac-
quiring title by or perfecting title in the Barber
Lumber Company, Horace S. Rand, Albert E.

Palmer or George S. Long, or any or either of them, to timber or other lands in the State of Idaho; and all accounts with and the payment or payments made to or by any and all of said officers, employes, representatives, agents, or attorneys, in and about the said business of acquiring title for or perfecting title in the said persons or corporation or either or any of them, to timber or other lands in the State of Idaho.

And any and all books, records and papers of said Barber Lumber Company or any agent, attorney or officer thereof, showing the payments made on account of the purchase of any and all timber or other lands in the State of Idaho, for or on behalf of said Barber Lumber Company, or either or any of the persons above named, and to whom such payment or payments were made and the manner of such payment.

And any and all options, contracts and agreements made by or on behalf of said Barber Lumber Company or any attorney, agent or officer thereof, with any person, association, agent, officer, representative, employee or attorney in reference to the acquiring of timber and other lands in the State of Idaho; also any and all options, contracts or agreements relating to the acquiring of title to timber or other lands in the State of Idaho, to which options, contracts or agreements any person who thereafter became an officer, director or stockholder of the Barber Lumber Company, thereafter incorporated, was a party, and in any way relating to lands acquired by the said Barber Lumber Company in the State of Idaho.

And any and all cash-books, ledger accounts, bank-

books, bank drafts, company or individual notes, cancelled checks, and the stubs of any and all check books of said Barber Lumber Company or any officer thereof, showing any and all payments to any person, firm or corporation on account of acquiring and perfecting title to timber and other lands in the State of Idaho by said Barber Lumber Company, or by either or any of the persons above named.

And all correspondence, of said company or any officer thereof, with any officer, attorney, employee or representative or agent, of said company, in reference to the acquiring and perfecting of title to any timber of other lands in the State of Idaho.

Also the articles of incorporation and by-laws of said Barber Lumber Company and the Minutes and records of the meetings of the stockholders and the directors of said Barber Lumber Company from the date of its organization.

And all maps, plats, and tract or abstract books, showing the lands and timber and estimates of timber on lands, owned by, claimed by, or held in trust for said Barber Lumber Company.

The above to include the originals, duplicates, and all copies, letter-press, carbon or otherwise, of any and all of the aforesaid books, records, documents, letters, correspondence and papers, from the organization of the said Barber Lumber Company, down to and including the year 1906, now in your possession or under your control, or in the possession or under the control of any agent, employe, representative, attorney or officer of said Barber Lumber Company, relating to the acquiring by said Barber

Lumber Company of title to timber or other lands situated within the State of Idaho.

Hereof fail not.

Witness the Honorable EDWARD WHITSON, Judge of the District Court of the United States, and the Seal of said Court hereto affixed at Boise City, in said District, on Sept. 21st, A. D. 1907.

[Seal]

A. L. RICHARDSON,
Clerk."

I hereby certify that I received the within subpoena Duces Tecum at Boise, Idaho, on September 23d, 1907, and that I served the same upon the Barber Lumber Company, by serving L. G. Chapman, its Manager; L. F. Chapman, Manager, Barber Lumber Company; and L. G. Chapman, by showing the original to, and handing to and leaving with the said L. G. Chapman, personally, a subpoena ticket Duces Tecum at Boise, Idaho, on September 23d, 1907.

R. ROUNDS,
U. S. Marshal.
By W. R. Bryo,
Deputy."

Boise, Idaho, Sept. 23d, 1907.

Plaintiff's Exhibit No. 145H.

ANSWER OF L. G. CHAPMAN TO SUBPOENA.

"To His Honor, the Judge of this Court:

I shall have to decline to produce some of the documents called for in the subpoena served upon me, and in answer to which I am now present in Court, for the following reasons:

First: I am the general manager for the Barber Lumber Company, and am also a stockholder in said

corporation. I have been such general manager ever since said corporation commenced active business in Idaho, and have represented and now represent the corporation in this state. As such general manager, I have had charge of and have knowledge of its dealings in relation to procuring government timber lands in this state; and also of all its business affairs with the state of Idaho, and its books of account have been and are now kept under my direction. Such books of account show the manner of acquiring Government lands and the payments for them. I have never had control of some of the books, papers and records called for in the subpoena served upon me.

Second: That the records, documents and papers called for in said subpoena, contain, to a large extent, all the private transactions of said Barber Lumber Company, and private and confidential correspondence which could, in no manner, be of any value or aid to this jury in any of their deliberations, and the production and exposure of such books, records and documents would invade the private business affairs and private correspondence of myself and the Barber Company, and is therefore unreasonable and void.

Third: The stock books, corporate records and by-laws, contracts and options referred to in said subpoena are not and never have been in my possession or control.

Fourth: I shall have to decline to produce or exhibit to the jury for their consideration such of the records, books of account and the other documents called for in said subpoena served upon me in this

matter which are under my control and which I have not produced, on the ground that the production of such records, books of account, and said other documents might tend to incriminate me, and that the subpoena to produce the same, and the production thereof would be contrary to the fifth amendment to the Constitution of the United States, which declares: 'No person shall be compelled, in any criminal case, to be a witness against himself.'

The above and foregoing objections are made by me in good faith and without any disrespect to the Court or jury, and without any intention, upon my part, to obstruct or in any manner interfere with the due administration of justice, but solely to protect my legal rights in the premises.

E. E. GARRETT.

Plaintiff's Exhibits Nos. 146A to 146D.

E. E. GARRETT.

Plaintiff's Exhibit No. 146A.

NOTICE OF APPEAL IN CASE OF UNITED STATES vs. JAMES T. BALL.

"DEPARTMENT OF THE INTERIOR.

United States Land Office, Boise, Idaho.

UNITED STATES

vs.

JAMES T. BALL.

**Involving Timber and Stone Filing No. 228 for the
SW. 1/4 of Section 13, Township 7 North Range
5 East B. M.**

NOTICE OF APPEAL.

To L. L. Sharp, Special Agent G. L. O. and Milton G. Cage, Esq., attorneys for the United States and to the Register and Receiver of the United States Land Office at Boise City, Idaho.

You and each of you will please take notice that the above named defendant, James T. Ball, hereby appeals from the decision of the Register and Receiver of the United States Land Office at Boise City, Idaho, in the above-entitled cause, made on the 9th day of April, 1904, to the Honorable Commissioner of the General Land Office upon the following grounds, to wit:

1st: That said decision is not supported by the evidence in the case.

2nd: That said decision is contrary to the evidence in the case, and is contrary to law and equity.

3rd: That the Register and Receiver erred in finding and holding that the entryman was not offering to purchase the land in question for his own use and benefit, but was making the entry in the interest of other parties:

4th: That the Register and Receiver erred in disregarding the decisions of this Department, that the burden of proof in such cases, was upon the Government, and that fraud in an entry will never be presumed but must be proven by a clear preponderance of the evidence.

5th: That the Register and Receiver erred in deciding and holding that the defendant's timber and stone filing No. 228 should be canceled.

ARGUMENT IN SUPPORT OF APPEAL.

The charge made, by the government in this case, was that the said entry of defendant James T. Ball was made in the interest and for the benefit of John I. Wells of Boise, who was to pay all expenses and afterwards purchase the land.

The burden was upon the government to prove by a clear preponderance of the evidence that the defendant's entry was fraudulent, and made in the interest of the said John I. Wells, or some person other than the entrymen. That fraud will never be presumed but must be proven by a clear preponderance of the evidence in order to justify the cancellation of an entry is one of the best established principles of law, and is supported by all the ruling of this Department.

In re Geo. T. Burns, 4 L. D. 62

U. S. vs. Bryan, 2 L. D. 149. See page 151.

In re Putnam, 5 L. D. 22.

Levesque vs. Armstrong, 15 L. D. 445.

Has the government met this burden of proof and shown by a clear preponderance of the evidence that the defendant's entry was fraudulent? We submit that it has not. As will be shown by the records in this case, the government had filed contests against the entry of this defendant, James T. Ball, also against the entries of Harvey H. Wells, Able Edward Hunter and Arthur Anderson; that the evidence in the Anderson case was taken first and the cases of Harvey H. Wells, Able Edward Hunter, and of this defendant were consolidated and tried together, by stipulation: It was also stipulated, 'that

the testimony taken in the case of the United States vs. Arthur Anderson should be considered as having been introduced in these three cases, tried together, in so far as such testimony and evidence in any manner affects, the questions involved in said above mentioned three cases, or either of them, and is material thereto.' Upon the filing of this stipulation the government introduced no evidence in either of these cases, but rested. Each of the defendants James T. Ball, Harvey H. Wells, and Able Edward Hunter, went upon the stand and testified, that his entry had been made in good faith, and entirely for his own use and benefit, and that no person, other than himself, had any interest in it whatever. That he had paid for the land embraced in his entry with his own money, that he had not sold it or agreed to sell it to any person whatever, either before, or after he had made his proof. That he had no contract or understanding either direct or indirect, express, or implied, by which any person or persons, company or corporation, other than himself, would be in any manner benefited by his entry. The only thing attempted by the government was to show on cross-examination that these persons had made their entries at or near the same day, and that the times for their proofs were fixed at or near the same day, and had used the names of each other interchangeably as witnesses. That they had come here to Boise to make their final proofs upon the day advertised, but had not done so, but had let the time run over from four to five days after the date on which their proofs were advertised to be offered,

before they made the same, and that they all came into the Land Office on the same day and made their proofs. This delay in making their proofs was the only suspicious circumstances shown by the government, and this we submit, even if unexplained would not be sufficient to cause the claimant's entry to be canceled, in the fact of his positive evidence that there was no fraud in his entry, but this delay in making proof, is satisfactorily explained by each of the parties, and besides the Receiver of the Land Office when put upon the stand testified that it was not an unusual thing, but in fact the usual custom in his office for those making timber and stone entries to come to the office together, make their filings at the same time, have the date for their final proofs set at or near the same day, and to use each other interchangeably as witnesses. He further testified that there had been many cases in his office, where the parties had not made their proofs on the same day advertised, and had come in later and made them. We invite a close examination of the evidence taken at the hearing of these three cases, as consolidated, and have no hesitation in saying that not one line can be found that will justify the decision of the Register and Receiver in this case, and the cancellation of the defendant's entry.

We further call attention to the evidence of this defendant James T. Ball, and of Harvey H. Wells, and Able Edward Hunter given in the case of the United States vs. Arthur Anderson in regard to the good faith of these entries. This testimony will be found in the record in that case as follows: Evi-

dence of James T. Ball, pages 129-130. Evidence of Able Edward Hunter, pages 93-94. Evidence of Harvey H. Wells, page 158; also in the case of United States vs. Arthur Anderson, this man John I. Wells, whom the government alleges was to be benefited by the entry of this defendant testified, and we call particular attention to his testimony, found in the record of United States vs. Arthur Anderson at pages 282-283 where he denied positively that he had any understanding or agreement, either express or implied, with this defendant or either of the other parties by which he was to purchase their entries or the entry of either of them, after proof, either for himself, or as agent for any company, or corporation or by which he was to be in any manner benefited by the defendant's getting title to the land covered by his said entry.

We submit that the decision of the Register and Receiver in this case should be reversed and that final certificate and patent should be issued to the defendant.

Respectfully submitted,
HARRY S. WORTHMAN, and
FRANK MARTIN,

Attorneys for Defendant, James T. Ball.

Dated this 6th day of May, 1904.

Due service of the foregoing notice of appeal and receipt of copy admitted this 6th day of May, 1904.

LOUIS L. SHARP,
MILTON G. CAGE,
Attorneys for United States."

Plaintiff's Exhibit No. 146B.

COPARTNERSHIP AGREEMENT BETWEEN FRANK STEUNENBERG AND WM. SWEET.

ARTICLES OF COPARTNERSHIP MADE AND ENTERED INTO THIS TENTH DAY OF FEBRUARY, 1902, BETWEEN FRANK STEUNENBERG, OF CALDWELL, IDAHO, AND WILLIAM SWEET, OF BOISE, IDAHO.

The said parties above named have agreed and by these presents do agree to become co-partners in business, as Steunenbergs & Sweet, in acquiring, holding, selling timber lands in Boise County, Idaho, and doing all matters in connection with the owning, holding, selling and managing timber business in said County, which they may deem desirable, their co-partnership to commence from the tenth day of February, 1902, and it is agreed that there has already been invested in said business the sum of Nineteen Thousand Seven Hundred Dollars (\$19,700), of which amount William Sweet has invested personally Twelve Thousand Two Hundred Dollars (\$12,200), and Steunenbergs & Sweet, jointly, Seven Thousand Five Hundred Dollars (\$7,500).

It is further agreed that the co-partnership firm shall pay to William Sweet, out of the money realized from the business, the said sum of Twelve Thousand Two Hundred Dollars (\$12,200) with interest thereon at the rate of six per cent from the date of this contract.

It is further agreed that the interest of each of said partners is an equal interest and that this contract covers all timber lands hereafter acquired by either of the parties to the contract, and that they shall share the profits and losses share and share alike and be equal partners in the entire business.

IN WITNESS WHEREOF, The parties have hereunto set their hands and seals the day and year first above written.

FRANK STEUNENBERG. [Seal]

WM. SWEET. [Seal]

Plaintiff's Exhibit No. 146C.

Notice of appeal in brief and argument in case of U. S. vs. James T. Ball.

Brief signed by Harry S. Worthman and Frank Martin, Attorneys for Defendant, acceptance of service admitted by Milton G. Cage, of counsel for U. S. Jan. 31, 1905.

Plaintiff's Exhibit No. 146D.

Report of Register and Receiver in re T. & S. Sworn Statement of Wm. W. Abrams.

Plaintiff's Exhibits Nos. 147A to 147O.

Plaintiff's Exhibit No. 147A.

NETTIE WESTON: Residence, Boise, Idaho; occupation, housewife.

Sworn Statement No. 1585, dated and filed Sept. 19, 1905, for entry of Southeast Quarter of Section 14, Tp. 7 North of Range 5 East, B. M.

Plaintiff's Exhibit No. 147B.

Affidavit of Publication.

Plaintiff's Exhibit No. 147C.

Notice for Publication; Leon S. Simpson, Eleanor A. Phelps, Edward J. Phelps, Harry L. Fisher.

Plaintiff's Exhibit No. 147D.

Non-mineral Affidavit.

Plaintiff's Exhibit No. 147E.

Cross-examination of witness, Leon S. Simpson.

Plaintiff's Exhibit No. 147F.

Testimony of witness, Leon S. Simpson.

Plaintiff's Exhibit No. 147G.

Cross-examination of witness Eleanor A. Phelps.

Plaintiff's Exhibit No. 147H.

Testimony of witness, Eleanor A. Phelps.

Plaintiff's Exhibit No. 147 I.

AFFIDAVIT OF THOMAS B. MARTIN,
CALLED AS WITNESS BY REGISTER.

In the Matter of the Timber and Stone Entry of
NETTIE WESTON, for the SE. $\frac{1}{4}$, Sec. 14, T.
7, N. R. 5 E., B. M.

THOMAS B. MARTIN, called by the Register.

Q. What relation, if any, is the applicant to you?

A. She is my oldest daughter.

Q. How long has she been married?

A. About two years.

Q. Have you loaned her money to make the purchase of the land here before us, if so how much?

A. I have loaned her \$414.00 this morning.

Q. What security did you receive for this loan?

A. I have received none at all, I did not ask for any.

Q. Then why did you loan the applicant the money?

A. I loaned her the money for love and affection that I bear my child; she is married to a young man of good habits but of no large means. I learned of this land being vacant and a good purchase and I thought it a good opportunity for the girl to get a timber claim. I told her that if she did not have the money I would loan it to her and the thought of security never occurred to me. She is now keeping boarders and making some money for herself in which her husband has no interest and she will repay me from the proceeds of her own labor, as I see it. I wish to say, sir, that this is a purely family matter in that I wish to see my daughter better her condition and I have no agreement or understanding with anyone by which she is using my money to advance anyone else. I consider that she has a claim upon my means and the loan is in good faith to help her along.

THOMAS B. MARTIN.

Sworn to and subscribed before me, this 22d day of December, 1905, at my office at Boise, Ada County, Idaho.

HARRY J. SYMS,
Register.

Plaintiff's Exhibit No. 147J.

Affidavit of Nettie Weston, in re amount of Public Lands entered.

Plaintiff's Exhibit No. 147K.

NON-ALIENATION AFFIDAVIT.

“U. S. Land Office, Boise, Idaho.

December 22, 1905.

Personally appeared before me this 22d day of December, 1905, Nettie Weston, who being duly sworn, deposes and says that she is the applicant for Government title to the SE. $\frac{1}{4}$, Sec. 14, T. 7 N., R. 5 E., B. M., being the tract applied for by her under her timber and stone application No. 1585, made at the Boise Land Office; that she purports to purchase said land with her own separate money, in which her husband has no interest or claim; that she has made no contract or agreement whereby any interest whatever therein will inure to her said husband, or any other person, and that she has never made an entry under the act of June 3, 1878, as amended by Act of August 4, 1892, or derived or had any interest whatever, directly or indirectly, in or from a former entry made by any person or association of persons thereunder.

NETTIE WESTON.

Sworn to and subscribed before me this 22d day of December, 1905, at my office in Boise, Ada County, Idaho.

EDWARD E. GARRETT,

Receiver.

Plaintiff's Exhibits Nos. 147, etc., Concluded.

Plaintiff's Exhibit No. 147L.

ANSWERS Given by Nettie Weston, to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Question 16. I did.

Answer to Question 17. I borrowed the money to make the payment from my father. I gave no security.

Answer to Question 18. I have not.

Plaintiff's Exhibit No. 147M.

Testimony of Nettie Weston, dated December 22nd, 1905.

Plaintiff's Exhibit No. 147N.

Receiver's Receipt No. 3440, dated Dec. 22nd, 1905.

Plaintiff's Exhibit No. 147O.

Final Certificate No. 3440, dated Dec. 22nd, 1905.

Plaintiff's Exhibits Nos. 148A to 148L.

Plaintiff's Exhibit No. 148A.

LEON S. SIMPSON: Residence, Boise, Idaho; occupation, bookkeeper.

Sworn Statement, No. 1582, filed and dated Sept. 16th, 1905, for entry of East One-half of the Northwest Quarter, West One-half of the Northeast Quarter, Section 15, Township 7 North of Range 5 East, B. M.

Plaintiff's Exhibit No. 148B.

Affidavit of Publication.

Plaintiff's Exhibit No. 148C.

Notice for Publication; witnesses for final proof, Thomas B. Martin, Eleanor Phelps, Mary J. Martin, and Harry L. Fisher.

Plaintiff's Exhibit No. 148D.

Non-mineral Affidavit.

Plaintiff's Exhibit No. 148E.

Testimony of Leon S. Simpson, at final proof, dated December 22d, 1905.

Plaintiff's Exhibit No. 148J.

ANSWERS Given by Leon S. Simpson to Questions 16, 17 and 18 on Cross-examination at Final Proof.

Answer to Ques. 16: I did. I do expect to pay for the land with my own money.

Answer to Ques. 17: From my savings. For several months.

Answer to Ques. 18: Yes, at the Capital State Bank, Boise, Idaho.

Plaintiff's Exhibit No. 148G.

Testimony of witness, Thomas B. Martin at final proof.

Plaintiff's Exhibit No. 148H.

Testimony of witness Eleanor A. Phelps, at final proof.

Plaintiff's Exhibit No. 148 I.

Cross-examination of witness, Eleanor A. Phelps, at final proof.

Plaintiff's Exhibit No. 148F.

Cross-examination of witness, Thomas B. Martin, at final proof.

Plaintiff's Exhibit No. 148K.

Receiver's Receipt No. 3441, dated Dec. 22, 1905.

Plaintiff's Exhibit No. 148L.

Final Certificate No. 3441, dated Dec. 22, 1905.

Plaintiff's Exhibits Nos. 149A to 149N.**Plaintiff's Exhibit No. 149A.**

MARY J. MARTIN: Residence, Boise, Idaho; occupation, housekeeper.

Sworn Statement No. 1584, dated and filed Sept. 16, 1905, for entry of Southwest Quarter of Section 14, Tp. 7 North of Range 5 East, Boise Meridian.

Plaintiff's Exhibit No. 149B.

Notice for Publication; witnesses for final proof, Leon S. Simpson, Thomas B. Martin, Eleanor A. Phelps, Harry L. Fisher.

Plaintiff's Exhibit No. 149C.

Non-mineral Affidavit.

Plaintiff's Exhibit No. 149D.

ANSWERS of Mary J. Martin, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Ques. 16: I did. I expect to pay from my own money for the land.

Answer to Ques. 17: From my savings. Over a year.

Answer to Ques. 18: I do not keep a bank account.

Plaintiff's Exhibit No. 149E.

Testimony of Mary J. Martin, at final proof, dated December 22, 1905.

Plaintiff's Exhibit No. 149F.

Cross-examination of witness, Eleanor A. Phelps, at final proof.

Plaintiff's Exhibit No. 149G.

Testimony of Eleanor A. Phelps, at final proof.

Plaintiff's Exhibit No. 149H.

Cross-examination of witness, Leon S. Simpson, at final proof.

Plaintiff's Exhibit No. 149 I.

Testimony of witness, Leon S. Simpson, at final proof.

Plaintiff's Exhibit No. 149J.

NON-ALIENATION AFFIDAVIT.

“U. S. Land Office, Boise, Idaho.

December 2, 1905.

Personally appeared before me this 22 day of December, 1905, Mary J. Martin, who being duly sworn, deposes and says that she is the applicant for Government title to the SW. $\frac{1}{4}$, Sec. 14, T. 7 N., R. 5 E., B. M., being the tract applied for by her under her timber and stone application No. 1584 made at the Boise Land Office; that she purposes to purchase said land with her own separate money, in which her husband has no interest or claim; that she has made no contract or agreement whereby any interest whatever therein will inure to her said husband, or any other person, and that she has never made an entry under the Act of June 3, 1878, as amended by Act of August 4, 1892, or derived or had any interest whatever, directly or indirectly, in or from a former entry made by any person or association of persons thereunder.

MARY J. MARTIN.

Sworn to and subscribed before me this 22d day of December, 1905, at my office in Boise, Ada County, Idaho.

HARRY J. SYMS,
Register."

Plaintiff's Exhibit No. 149K.

Affidavit of Mary J. Martin, in re quantity of public land entered.

Plaintiff's Exhibit No. 149L.

Affidavit of Publication.

Plaintiff's Exhibit No. 149M.

Receiver's Receipt No. 3443, dated Dec. 22, 1905.

Plaintiff's Exhibit No. 149N.

Final Certificate No. 3443, dated Dec. 2, 1905.

Plaintiff's Exhibits Nos. 150A to 150N.

Plaintiff's Exhibit No. 150A.

ELEANOR A. PHELPS: Residence, Boise, Idaho; occupation, housewife.

Sworn Statement No. 1583, dated and filed Sept. 16, 1905, for entry of Southwest quarter of Section 13, Tp. 7 North of Range 5 East, B. M.

Plaintiff's Exhibit No. 150B.

Non-mineral Affidavit.

Plaintiff's Exhibit No. 150C.

Testimony of Eleanor A. Phelps, on final proof, dated December 22, 1905.

Plaintiff's Exhibit No. 150D.

Cross-examination of witness, Leon S. Simpson, on final proof.

Plaintiff's Exhibit No. 150E.

Testimony of witness, Leon S. Simpson.

Plaintiff's Exhibit No. 150F.

Cross-examination of witness, Thomas B. Martin, on final proof.

Plaintiff's Exhibit No. 150G.

Testimony of witness, Thomas B. Martin, on final proof.

Plaintiff's Exhibit No. 150H.

Affidavit of Eleanor A. Phelps, in re amount of land entered.

Plaintiff's Exhibit No. 150 I.

ANSWERS of Eleanor A. Phelps to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: I did. Yes, I shall pay for the land with my own money.

Answer to Ques. 17: From my own savings; for a long time.

Answer to Ques. 18: Yes, at the Capital State Bank, Boise.

Plaintiff's Exhibit No. 150J.

NON-ALIENATION AFFIDAVIT.

“U. S. Land Office, Boise, Idaho.

December 22, 1905.

Personally appeared before me this 22nd day of December, 1905, Eleanor A. Phelps, who being duly sworn, deposes and says that she is the applicant for Government title to the SW. $\frac{1}{4}$, Sec. 13, T. 7 N., R. 5 E., B. M., being the tract applied for by her under

her timber and stone application No. 1583, made at the Boise land office; that she purposes to purchase said land with her own separate money, in which her husband has no interest or claim; that she has made no contract or agreement whereby any interest whatever therein will inure to her said husband, or any other person, and that she has never made an entry under the Act of June 3, 1878, as amended by Act of August 4, 1892, or derived or had any interest whatever, directly or indirectly, in or from a former entry made by any person or association of persons thereunder.

ELEANOR A. PHELPS.”

“Sworn to and subscribed before me this 22d day of December, 1905, at my office in Boise, Ada County, Idaho.

HARRY J. SYMS,
Register.”

Plaintiff's Exhibit No. 150K.

Notice for Publication; witnesses for final proof, Thomas B. Martin, Leon S. Simpson, Lorenzo D. Martin, and Harry L. Fisher.

Plaintiff's Exhibit No. 150L.

Affidavit of Publication.

Plaintiff's Exhibit No. 150M.

Receiver's Receipt No. 3442, Dec. 22, 1905.

Plaintiff's Exhibit No. 150N.

Final Certificate No. 3442, Dec. 22, 1905.

Plaintiff's Exhibit No. 151A to 151J, Inclusive.

Letters from Wm. Sweet to J. H. Richards and

are copied in the record on pages 2647 to 2655, inclusive.

Plaintiff's Exhibit No. 152.

Letter from Wm. Sweet to Frank Steunenberg, copied on page 2656 of the record.

Plaintiff's Exhibit No. 153.

It is stipulated by and between the parties to this cause that the persons named in the list hereto attached, consisting of sheets numbered consecutively from 1 to 87 inclusive, severally made entries at the United States Land Office at Boise, Idaho, of the several tracts of public lands which are set opposite the names of such persons respectively; that in the case of each of the said persons and in respect of each of the said entries, the residence and the occupation of the entryman, the date of the sworn statement filed by such entryman, the date and number of the entry made by him, the date of the patent issued to each of the said entryman, where patent was issued, the date upon which and the name of the person to whom such patent was delivered, the date upon which and the name of the person at whose request the said patent was recorded, the date of the deed by which entryman conveyed the title by him acquired by such entry, the name of the grantee, the amount of the consideration expressed in such deed, the name of the officer before whom such deed was acknowledged, the name of the person by whom such deed was written, the date of the recordation of such deed and the name of the person at whose request the same was recorded, the names of the persons appearing as witnesses for the

entryman at the making of final proof by him and the names of the persons by whom other papers filed in the case were written, so far as the said foregoing facts are stated following and in immediate connection with the name of each of the said entrymen, are correctly stated in the said list.

This stipulation being intended to authorize the filing and admission in evidence of the entry papers in each of the cases listed without other proof of the genuineness of such papers, and to dispense with proof of the several facts in connection therewith which are herein above enumerate, and to have the same force and effect as if the said entry papers had been produced and given in evidence with due proof of their genuineness and of the other facts herein above stated and covered by this stipulation, the defendant reserving all objections to the evidence concerning the said entries and to the facts which the subject of this stipulation on the ground of immateriality, irrelevancy and all other grounds going to the admissibility of evidence tending to prove such facts which would have been available to the said defendant if proof of the said facts were offered by the production of the entry papers and the testimony of witnesses in proof of such facts.

Dated 3/11/09.

CHARLES A. KEIGWIN,
PEYTON GORDON,

Solicitors for Complainant.

C. T. BUNDY,
A. A. FRASER, and
J. H. HAWLEY,

Solicitors for Defendant.

HOMER G. ALLEN:

E. $\frac{1}{2}$ NE. $\frac{1}{4}$, E. $\frac{1}{2}$ SE. $\frac{1}{4}$, Sec. 18, T. 6 N., R. 6 E., B. M.

Residence—Boise, Idaho, No 1304 West Grand Avenue.

Sworn Statement No. 331, made March 22, 1902.

Cash Entry No. 1835 made June 12, 1902.

Patent dated January 28, 1904, Patent delivered to John J. Blake July 2, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated June 13, 1902, entryman to A. E. Palmer, consideration named \$1500. Deed is in handwriting of L. M. Pritchard, and is acknowledged before L. M. Pritchard.

Deed recorded at request of W. E. Borah, February 18, 1904.

Occupation of entryman—Shepherd—Age 35 years.

Witnesses to final proof, Ery A. Wilmot and Samuel Marcum.

ADA V. AUSTIN:

N. $\frac{1}{2}$ SW. $\frac{1}{4}$, N. $\frac{1}{2}$ SE. $\frac{1}{4}$, Sec. 15, T 7 N., R. 7 E., B. M.

Residence No. 509 North 13th Street, Boise, Idaho.

Sworn Statement No. 943 made July 10, 1903.

Cash entry No. 2646, made October 13th, 1903.

Patent dated September 9, 1904, delivered to John J. Blake December 22, 1904, recorded at request of the Barber Lumber Company February 6, 1905.

Deed dated November 6, 1903 (Joint Deed), entrywoman and husband, Willard C. Austin to Horace S. Rand, consideration named in deed \$1600. Deed is in handwriting of John Kinkaid. Deed recorded at request of W. E. Borah, July 1, 1904.

Occupation of entrywoman—Housekeeper—Age 33 years.

Witnesses to final proof, Hortense D. Horner and Samuel S. Horner.

Sworn Statement, Non-mineral Affidavit and Deed is in handwriting of John Kinkaid.

WILLARD C. AUSTIN:

N. $\frac{1}{2}$ SW. $\frac{1}{4}$ SW. $\frac{1}{4}$ SW. $\frac{1}{4}$, Sec. 22, NE. $\frac{1}{4}$ SE. $\frac{1}{4}$, Sec. 21, T. 7 N., R. 7 E., Boise, Meridian.

Residence—No. 509 North 13th Street, Boise, Idaho.

Sworn Statement No. 944 made July 10th, 1903.

Cash Entry No. 2645 made October 13, 1903.

Patent dated September 9, 1904, delivered to John J. Blake December 22, 1904, recorded at request of Barber Lumber Company, February 6, 1905.

Deed dated November 6, 1903 (Joint deed), entryman and wife, Ada V. Austin to Horace S. Rand, consideration named \$1600.

Deed is in handwriting of John Kinkaid.

Deed recorded at request of W. E. Borah July 1, 1904.

Witnesses to final proof, Hortense D. Horner and Samuel S. Horner.

vs. The Barber Lumber Company. 5335

Occupation of entryman—Mining—Age 48 years.

Sworn Statement, Non-mineral Affidavit and Deed in handwriting of John Kinkaid.

GEORGE R. AVERY:

Residence, South Boise, Idaho.

Sworn Statement No. 1052 made September 14, 1903.

Cash Entry No. 2781 made December 12, 1903.

SE. $\frac{1}{4}$, Sec. 29, T. 6 N., R. 4 E., B. M.

Patent dated December 1, 1904, Patent delivered to John J. Blake Feb. 1, 1905.

Patent recorded at request of Barber Lumber Company, Feb. 6, 1905.

Deed dated December 24, 1903, entryman to George S. Long, consideration named \$800.

Deed recorded at request of W. E. Borah, July 1, 1904.

Witnesses to final proof, Charles W. Clawson and Andrew Campbell.

Occupation of Entryman—Teamster—Age 35 years.

Sworn Statement, Non-mineral Affidavit and Deed made out by John Kinkaid.

Date of deed is in different handwriting.

SMITH BARKER:

SW. $\frac{1}{4}$, Sec. 33, T. 6 N., R. 6 E., B. M.

Residence—Boise, Idaho.

Sworn Statement No. 349 made March 28, 1902.

Cash Entry No. 1889, made June 24, 1902.

Patent dated January 28, 1904, delivered to John J. Blake July 2, 1904, recorded at request

of Barber Lumber Company, October 11, 1904.
Deed dated June 26, 1902, entryman to A. E. Palmer, consideration named \$1000. Deed is in handwriting of L. M. Pritchard and was recorded at request of W. E. Borah February 29, 1904.

Witnesses to final proof, William H. Lewin and Edward E. Butler.

Occupation of entryman—Teamster—driving sprinkling wagon for Butler Brothers, compensation \$25.00 per month and board.

Entryman was identified at U. S. Land Office by John I. Wells.

Sworn Statement, Notice for publication and Non-mineral Affidavit are in handwriting of John I. Wells.

JOHN BATES:

N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$, Sec. 20; NW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, Sec. 21, T. 7 N., R. 5 E., B. M. Nash, Wisconsin.

Sworn Statement No. 246, made Oct. 21st, 1901.

Cash Entry No. 1997, made Aug. 2d, 1902.

Final Proof submitted June 13th, 1902.

Patent dated Feb. 1st, 1904, delivered to entryman Mar. 5th, 1904, recorded at request of entryman Mar. 18th, 1904.

Deed dated Mar. 17th, 1906, entryman to Barber Lumber Co.

Recorded at request of Barber Lumber Co. Mar. 24th, 1906.

Deed not in files.

vs. The Barber Lumber Company. 5337

Proof witnesses, Patrick H. Downs and John I. Wells.

Occupation of entryman—Bookkeeper—Age 39 years.

Sworn Statement and Non-mineral Affidavit are in the handwriting of entryman.

Notice for Publication (?)

CHARLES R. BECKLEY:

N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$, Sec. 26, T. 7 N., R. 8 E., B. M.

Boise, Idaho.

Sworn Statement No. 652, made Oct. 3d, 1902.

Cash Entry No. 2302, made Feb. 12th, 1903.

Final proof submitted Feb. 12th, 1903.

Patent dated June 10th, 1904, delivered to J. J. Blake Aug. 16th, 1904, recorded at request of Barber Lumber Co., Oct. 11th, 1904.

Joint deed dated Feb. 13th, 1903, Charles R. Beckley and Mantie Beckley to Horace S. Rand. Consideration named \$1600.00 L. M. Pritchard, Notary. Deed recorded at request of W. E. Borah, July 1st, 1904. Deed in handwriting of John Kinkaid.

Final Proof witnesses, Joseph Sullivan and Mrs. Elizabeth Schmelzel.

Occupation of entryman—Lumberman—Age 47 years.

Handwriting in filing papers unknown.

Did not make proof on day set—lack of funds.

MANTIE BECKLEY:

Boise, Idaho.

SW. $\frac{1}{4}$, Sec. 22 T. 7 N., R. 8 E., B. M.

Sworn Statement No. 650, made Oct. 3d. 1902.

Cash entry No. 2303, made Feb. 12th, 1903.

Final Proof submitted Feb. 12th, 1903.

Patent dated June 10th, 1904, delivered to J. J. Blake, Aug. 16th, 1904, recorded at the request of Barber Lumber Co., Oct. 11th, 1904.

Joint deed dated Feb. 13th, 1903, Charles R. Beckley and Mantie Beckley to Horace S. Rand. Consideration named \$1600.00 L. M. Pritchard, Notary. Deed recorded at the request of W. E. Borah, July 1st, 1904. Deed in handwriting of John Kinkaid. Deed in files of Chas. R. Beckley.

Final proof witnesses, Joseph Sullivan and Mrs. Elizabeth Schmelzel.

Occupation of *Entryman*—Housewife—Age 36 years.

Handwriting in filing papers unknown.

Did not make proof on day set—lack of funds.

HENRY F. BENEDIX:

Boise, Idaho.

S. $\frac{1}{2}$ NW. $\frac{1}{4}$, N. $\frac{1}{2}$ SW. $\frac{1}{4}$, Sec. 5, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 277, made November 26, 1901.

Cash Entry No. 1980 made July 26, 1902.

Final proof submitted February 13, 1902.

Patent dated February 1, 1904, Patent delivered to John J. Black July 2, 1904, and recorded at request of Barber Lumber Company October 11, 1904.

Deed dated August 12, 1902, entryman to A. E.

vs. The Barber Lumber Company. 5339

Palmer, consideration name \$1000. Deed recorded at request of W. E. Borah, February 29, 1904.

Date in deed is changed from July 12, 1902, to August 12, 1902. Deed is in handwriting of John Kinkaid.

Final proof witnesses, Gustave H. Rothine and Patrick H. Downs.

Occupation of entryman—Trained Nurse—Age 28 years.

Sworn Statement, Notice for Publication and Non-mineral Affidavit are in handwriting of entryman.

SAMUEL M. BLANDFORD:

Boise, Idaho.

SE. $\frac{1}{4}$ SE. $\frac{1}{4}$, Sec. 11, E. $\frac{1}{2}$ NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ SE. $\frac{1}{4}$, Sec. 14, T. 7 N., R. 7 E., B. M.

Sworn Statement No. 649, October 3, 1902.

Cash Entry No. 2297 made February 10, 1903.

Patent dated June 10, 1904, delivered to John J. Blake August 16, 1904, recorded at request of Barber Lumber Company, October 11, 1904.

Deed Dated February 12, 1903 (joint deed), entryman and wife, Emma Lou Blandford, to Horace S. Rand, consideration named in deed \$1600. Deed in handwriting of and acknowledged before L. M. Pritchard. Deed recorded at request of W. E. Borah, June 23, 1904.

Final proof witnesses, Louis M. Pritchard and Patrick H. Downs.

Occupation of entryman, Director U. S. Weather Bureau, Boise, Idaho.

Sworn Statement, Non-mineral Affidavit and Deed are in handwriting of Louis M. Pritchard.

EMMA LOU BLANDFORD:

Boise, Idaho.

S. $\frac{1}{2}$ SE. $\frac{1}{4}$, Sec. 14, N. $\frac{1}{2}$ NE. $\frac{1}{4}$, Sec. 23, T. 7 N., R. 7 E., B. M.

Sworn Statement No. 648, made October 3, 1902.

Cash Entry No. 2298, made February 10, 1903.

Patent dated June 10, 1904, delivered to John J. Blake August 16, 1904, recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated February 12, 1903 (Joint deed), Entrywoman and husband, Samuel M. Blandford, to Horace S. Rand, consideration named \$1600.

Final Proof witnesses, Louis M. Pritchard and Patrick H. Downs.

Occupation of entrywoman—Housewife—Age 28 years.

Sworn Statement, Non-Mineral Affidavit, Notice for Publication and deed are made out in handwriting of Louis M. Pritchard.

SAMUEL C. BOWEN:

Centerville, Idaho, and Brooklyn, N. Y.

SW. $\frac{1}{4}$, Sec. 17, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 328, made March 17th, 1902.

Cash Entry No. 1887, made June 23d, 1902.

Final Proof submitted June 10th, 1902.

Patent dated Jan. 28th, 1904, Patent delivered

vs. The Barber Lumber Company. 5341

to J. J. Blake July 2d, 1904, and recorded at the request of Barber Lumber Co., October 11th, 1904.

Deed dated Sept. 30th, 1902, entryman to A. E. Palmer, Consideration named \$1.00 and other valuable considerations. Deed recorded at the request of W. E. Borah, Nov. 6th, 1903. Deed acknowledged in Franklin County, Ohio. Deed prepared by John Kinkaid.

Final Proof witnesses, John I. Wells and Patrick H. Downs.

Occupation of entryman—Mine owner and operator—Age 41 years.

Sworn Statement, Notice for Publication, and Non-mineral Affidavit are in the handwriting of John Kinkaid.

EDGAR E. BUSH:

Boise, Idaho.

N. $\frac{1}{2}$ NW. $\frac{1}{4}$, NE. $\frac{1}{4}$ NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ SW. $\frac{1}{4}$,
Sec. 21, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 616, made September 24, 1902.

Cash Entry No. 2404, made May 4, 1903, Re-advertised.

Patented July 26, 1904, patent delivered to John J. Blake September 20, 1904, recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated May 15, 1903, entryman to Horace S. Rand, consideration named \$1000. Deed is in handwriting of John Kinkaid.

Deed is recorded at request of W. E. Borah
July 1, 1904.

Final Proof witnesses, Walter Joplin and
George W. Butler.

Occupation of Entryman,—Teamster—Age 29
years.

Sworn Statement, Notice for publication, Non-
mineral Affidavit and deed are made out in
handwriting of John Kinkaid.

Entryman was identified at U. S. Land Office
by John Kinkaid.

ADELLA C. BROOKHART:

No. 215 So. 7th Street, Boise, Idaho.

S. $\frac{1}{2}$ SW. $\frac{1}{4}$, S. $\frac{1}{2}$ SE. $\frac{1}{4}$, Sec. 17, T. 6 N., R.
6 E., B. M.

Sworn Statement No. 346, March 26, 1902.

Cash Entry No. 1869, made June 17, 1902.

Patent dated January 28, 1904, Patent deliv-
ered to John J. Blake July 6, 1904, and re-
corded at request of Barber Lumber Com-
pany October 11, 1904.

Deed dated August 1, 1903, entryman to A. E.
Palmer, consideration named \$1000. Deed
recorded at request of W. E. Borah February
18, 1904.

Deed is in handwriting of John Kinkaid.

Final Proof witnesses, Frederick Thurman and
Lota T. Thurman.

Occupation of entrywoman—Keeping Boarders
—age 51 years.

Sworn Statement, Notice for Publication and
Non-mineral Affidavit are in handwriting of

John I. Wells.

The entrywoman was identified at the U. S. Land Office by John I. Wells.

ARTHUR E. BROOKHART:

No. 215 So. 7th Street, Boise, Idaho.

SW. $\frac{1}{4}$, Sec. 35, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 320, January 14, 1902.

Cash Entry No. 2050 August 26, 1902.

Proof submitted April 8, 1902.

Patented February 1, 1904, patent delivered to John J. Blake July 2, 1904, and recorded at request of Barber Lumber Company October 11, 1904.

Deed dated September 15, 1903, entryman to A. E. Palmer, consideration named \$925. Deed recorded at request of W. E. Borah February 29, 1904. Deed is in handwriting of John Kinkaid, date in acknowledgment has been changed.

Final proof witnesses, Martin S. Stephenson and Uriah F. McBurney.

Occupation of entryman—Teamster—Age 22 years.

Sworn Statement, Notice for Publication and Non-mineral Affidavit are in handwriting of John I. Wells.

JOHN H. BYRO:

Boise, Idaho.

SE. $\frac{1}{4}$ SW. $\frac{1}{4}$, Sec. 1; E. $\frac{1}{2}$ NW. $\frac{1}{4}$, SW $\frac{1}{4}$ NW. $\frac{1}{4}$, Sec. 12, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 362 made April 18, 1902.

Cash Entry No. 1910 made July 11, 1902.

Patent dated January 28, 1904, patent delivered to John J. Blake July 2, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated July 12, 1902, entryman to A. E. Palmer, consideration named \$1000. Deed recorded at request of W. E. Borah, February 17, 1904. Deed is in handwriting of L. M. Pritchard.

Final Proof witnesses, Edward Brisbin and William J. Marcum.

Occupation of entryman, working in grist mill, \$40 per month. Age 30 years.

Sworn Statement, Notice for Publication and Non-mineral Affidavit made out in handwriting of John I. Wells.

Entryman identified at U. S. Land Office by John I. Wells.

Deed is in handwriting of L. M. Pritchard.

ABBIE M. BRIGGS:

Marinette, Wisconsin, No. 1311 Main Street.

SW. $\frac{1}{4}$ NE. $\frac{1}{4}$, N. $\frac{1}{2}$ SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ SE. $\frac{1}{4}$,
Sec. 5, T. 6 N., R. 4 E., B. M.

Sworn Statement No. 1342 made June 8, 1904.

Cash Entry No. 3129, made September 20, 1904.

Patent dated April 17, 1905, Patent delivered to L. G. Chapman, June 9, 1905, and recorded at request of Barber Lumber Company, June 10, 1905.

Deed dated September 29, 1904, entrywoman to Barber Lumber Company, consideration named in deed \$800. Deed recorded at re-

quest of Barber Lumber Company October 12, 1904.

Witnesses to final proof, Custis F. Pike and Beulah B. Lake.

Occupation of entrywoman—Housewife—Age 61 years.

Sworn Statement, Notice for Publication and Non-mineral Affidavit are in handwriting of Milton G. Cage. Entrywoman was identified at U. S. Land Office by Milton G. Cage.

Deed is in handwriting of John J. Blake.

ANDREW CAMPBELL:

Boise, Idaho.

NW. $\frac{1}{4}$, Sec. 21, T. 6 N., R. 4 E., B. M.

Sworn Statement No. 1053, September 14, 1903.

Cash Entry No. 2782, December 16, 1903.

Patented December 1, 1904, Patent delivered to John J. Blake February 1, 1905, and recorded at request of Barber Lumber Company February 6, 1905.

Deed dated December 28, 1903, entryman and wife to George S. Long, consideration named \$800, Walter S. Walker, Notary.

Deed recorded at request of W. E. Borah, July 1, 1904.

Deed is in handwriting of John Kinkaid, Date in Deed in acknowledgment is in different ink and writing.

Final proof witnesses, Charles W. Clawson and George R. Avery.

Occupation of entryman—Teamster—Age 39 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication made out by John Kinkaid.

JOHN U. CASSELL:

Boise City, Idaho.

SW. $\frac{1}{4}$, Sec. 25, T. 8 N., R. 5 E., B. M.

Sworn Statement No. 297, made Dec. 19, 1901.

Cash Entry No. 2148, made Nov. 5, 1902.

Final Proof submitted Mar. 7, 1902.

Patent dated Feb. 1, 1904, delivered to John Kinkaid Feb. 17, 1904, not recorded.

Deed dated Mar. 19, 1903, entryman to A. E. Palmer, consideration named \$900.00. L. M. Pritchard, Notary. Deed recorded at request of W. E. Borah, June 27, 1904. Deed in handwriting of John Kinkaid.

Final Proof witnesses, John R. Gary and Patrick H. Downs.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of entryman.

Occupation of entryman—Miner—Age 29 years.

WILLIAM E. CAVANAUGH:

Boise, Idaho.

N. $\frac{1}{2}$ of NW. $\frac{1}{4}$; N. $\frac{1}{2}$ NE. $\frac{1}{4}$, Sec. 15, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 550, made Sept. 4, 1902.

Cash Entry No. 2245, made Dec. 26, 1902.

Final Proof submitted Dec. 26, 1902.

Patent dated May 13, 1904, delivered to J. J. Blake July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Feb. 11, 1903, entryman to Horace S. Rand, consideration named \$800.00. L. M. Pritchard, Notary. Deed recorded at request of W. E. Borah, June 23, 1904. Deed in handwriting of John Kinkaid.

Occupation of entryman—Stone Cutter—Age 31 years.

Final Proof witnesses Thomas F. Kelly and Burt T. Parker.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of John Kinkaid.

Did not prove up on date set—lack of funds.

CHARLES W. CLAWSON:

Boise, Idaho, No. 1715 North 9th Street.

SW. $\frac{1}{4}$, Sec. 29, T. 6 N., R. 4 E., B. M.

Sworn Statement No. 1049, September 14, 1903.

Cash Entry No. 2778, December 15, 1903.

Patent dated December 1, 1904, Patent delivered to John J. Blake February 1, 1905, and recorded at request of the Barber Lumber Company February 6, 1905.

Deed dated December 24, 1903, entryman and wife to George S. Long, consideration named \$800. Walter S. Walker, Notary.

Deed recorded at request of W. E. Borah, July 1, 1904.

Deed is in handwriting of John Kinkaid. Date in deed and acknowledgment is in different ink and handwriting.

Final Proof witnesses, Andrew Campbell and George R. Avery.

Occupation of entryman,—Foreman, Barber Asphalt Co.—Age 40 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication made out by John Kin-kaid.

JOHN CHRISTENSON:

Boise, Idaho.

NE. $\frac{1}{4}$, Sec. 25, T. 7 N., R. 7 E., B. M.

Sworn Statement No. 522, made Aug. 27th, 1902.

Cash Entry No. 2177, made Nov. 21, 1902.

Final Proof submitted Nov. 21, 1902.

No Patent.

Deed dated Nov. 22, 1902, entryman to A. E. Palmer, consideration named \$800.00. D. D. Williams, Notary. Deed recorded at request of W. E. Borah, July 1, 1904. Handwriting in deed unknown.

Final Proof witnesses, William Humphrey and Jens Olson.

Occupation of entryman—Upholsterer—Age 26 years.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of John I. Wells.

GEORGE M. CUTLER:

Centerville, Idaho.

NW. $\frac{1}{4}$, Sec. 13, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 239, made Oct. 9th, 1901.

Cash Entry No. 1978, made July 26th, 1902.

Final Proof submitted Dec. 19th, 1901.

Patent dated Feb. 1st, 1904, delivered to J. J.

Blake July 2d, 1904, recorded at the request of Barber Lumber Co., Oct. 11th, 1904.

Deed dated Aug. 13, 1902, entryman to A. E. Palmer, consideration named \$1000.00. L. M. Pritchard, Notary. Deed recorded at the request of W. E. Borah, Feb. 29, 1904. Deed in handwriting of Pritchard.

Final Proof witnesses, John I. Wells and Michael Koppas.

Handwriting in filing papers unknown.

Occupation of entryman—Stage-driver—Age 29 years.

EDWARD J. DOCKERY:

Boise, Idaho.

E. $\frac{1}{2}$ of SE. $\frac{1}{4}$; SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, Sec. 24, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 584, made Sept. 15, 1902.

Cash Entry No. 2231, made Dec. 22, 1902.

Final Proof submitted same date.

Patent dated May 13, 1904, delivered to entryman, June 21, 1904, recorded at request of W. E. Borah, July 1, 1904.

Deed dated Feb. 11, 1903 (joint), entryman and Eva Hunt Dockery, his wife, to Horace S. Rand, consideration named (2 claims) \$1800.00. W. H. Dunton, Notary. Recorded at request of W. E. Borah, June 23, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses Patrick H. Downs and J. M. Neil.

Occupation of entryman—Lawyer—Age 37 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John Kinkaid.

Did not prove up on date set—funds did not arrive.

EVA HUNT DOCKERY:

Boise, Idaho.

Lots 3 and 4; S. $\frac{1}{2}$ of NW. $\frac{1}{4}$, Sec. 4, T. 7 N., R. 8 E.

Sworn Statement No. 583, made Sept. 15, 1902.

Cash Entry No. 2230, made Dec. 20, 1902.

Final proof submitted same date.

Patent dated May 13, 1904, delivered to E. J. Dockery, June 21, 1904, recorded at request of W. E. Borah, July 1, 1904.

Deed dated Feb. 11, 1903 (joint), Edward J. Dockery and Eva Hunt Dockery, his wife, to Horace S. Rand, consideration named (2 claims) \$1800.00; W. H. Dunton, Notary. Recorded at request of W. E. Borah, June 23, 1904.

Deed with files of Edward J. Dockery.

Deed in handwriting of John Kinkaid.

Proof of witnesses, Patrick H. Downs and J. M. Neil.

Occupation—Librarian—Age 30 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John Kinkaid.

Did not prove up on date set—delay in receiving funds.

ROY DYE:

Boise, Idaho.

SE. $\frac{1}{4}$, Sec. 15, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 370, made Apr. 29, 1902.

Cash Entry No. 1939, made July 18, 1902.

Final Proof submitted same date.

Patent not issued.

Deed dated July 19, 1902, entryman to A. E.

Palmer, consideration named \$1,000.00. L.

M. Pritchard, Notary. Recorded at request
of W. E. Borah, June 27, 1904.

Deed in handwriting of L. M. Pritchard.

Proof witnesses Henry Humphrey and John I.
Wells.

Occupation of entryman — Barber — Age 23
years.

Handwriting in entry papers unknown.

JOSEPH EHRLMANTRAUT, JR.:

Boise, Idaho, No. 1016 $\frac{1}{2}$ Idaho Street.

NW. $\frac{1}{4}$, Sec. 15, T. 6 N., R. 4 E., B. M.

Sworn Statement No. 1051, made September 14,
1903.

Cash Entry No. 2775, December 15, 1903.

Patent dated December 1, 1904. Patent deliv-
ered to John J. Blake, February 1, 1905, and
recorded at request of Barber Lumber Com-
pany February 6, 1905.

Deed dated December 24, 1903 (joint deed),
entryman and wife Margaret M. Ehrmann-
traut, to George S. Long, consideration named
\$1600. Deed recorded at request of W. E.
Borah, July 1, 1904. Deed is in handwriting

of John Kinkaid.

Final proof witnesses, Wheeler Martin and Frank Martin.

Occupation of entryman—Butcher—Age 49 years.

Sworn Statement, Non-mineral affidavit and Notice for Publication made out by John Kinkaid.

MARGARET M. EHRMANNTRAUT:

Boise, Idaho, No. 1016½ Idaho Street.

SE. ¼, Sec. 15, T. 6 N., R. 4 E., B. M.

Sworn Statement No. 1057, made September 14, 1903.

Cash Entry No. 2776, made December 15, 1903.

Patent dated March 18, 1904. Patent delivered to L. G. Chapman June 9, 1905, and recorded at request of Barber Lumber Company June 10, 1905.

Deed dated December 24, 1903 (joint deed), entrywoman and husband Joseph Ehumanntraut, Jr., to George S. Long, consideration named \$1600. Deed recorded at request of W. E. Borah, July 1, 1904.

Deed is in handwriting of John Kinkaid.

Final proof witnesses, Wheeler Martin and Frank Martin.

Occupation of entrywoman—Housewife—Age 48 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication were made out by John Kinkaid.

GEORGE H. ENSWORTH:

Boise, Idaho.

E. $\frac{1}{2}$ SE. $\frac{1}{4}$, E. $\frac{1}{2}$ NE. $\frac{1}{4}$, Sec. 19, T. 6 N., R. 6 E., B. M.

Sworn Statement No. 329, made March 21, 1902.

Cash Entry No. 1840, made June 13, 1902.

Patent dated January 22, 1904. Patent delivered to John J. Blake, July 2, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated June 18, 1902, entryman to A. E. Palmer, consideration named, \$1700. Deed recorded at request of W. E. Borah, October 5, 1903.

Deed is in handwriting of L. M. Pritchard.

Final proof witnesses, Louis M. Pritchard and Patrick H. Downs.

Entryman has no occupation—Age 48 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication are in handwriting of Louis M. Pritchard.

Entryman identified at U. S. Land Office by L. M. Pritchard.

ALBERT B. EWING:

Boise, Idaho.

Lots 3 and 4, and E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, Sec. 7, T. 7 N., R. 6 E.

Sworn Statement No. 496, made Aug. 11, 1902.

Cash Entry No. 2153, made Nov. 7, 1902.

Final Proof submitted same date.

Patent dated May 24, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of

Barber Lumber Co., Oct. 11, 1904.

Deed dated June 29, 1903 (joint), entryman and Clara B. Ewing, his wife, to A. E. Palmer, consideration named (2 claims) \$1950.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, Feb. 26, 1904.

Deed with entry papers of Clara B. Ewing.

Proof witnesses, George S. Warren and William H. Humphrey.

Occupation of entryman—Merchant—Age 34 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John I. Wells.

URIAH FLINT:

Boise, Idaho.

NE. $\frac{1}{4}$ Sec. 35, T. 8 N., R. 5 E., B. M.

Sworn Statement No. 301, made December 21, 1901.

Cash Entry No. 1953, made July 21, 1902.

Proof submitted March 12, 1902.

Patent dated February 1, 1904. Patent delivered to John J. Blake July 2, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated August 5, 1902, entryman to A. E. Palmer, consideration named \$1000. Deed recorded at request of W. E. Borah, February 29, 1904.

Deed in handwriting of L. M. Pritchard.

Final proof witnesses, Patrick H. Downs, and Samuel W. Swan.

Occupation of entryman—Ranching—Age 45 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication are in handwriting of John I. Wells.

JOHN D. FRENCH:

Boise, Idaho.

SE. $\frac{1}{4}$, Sec. 20, T. 6 N., R. 6 E., B. M.

Sworn Statement No. 344, made Mar. 26, 1902.

Cash Entry No. 1883, made June 20, 1902.

Final Proof submitted same date.

Patent dated Jan. 28, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated June 25, 1903, entryman to A. E. Palmer, consideration named \$1,000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, Feb. 29, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses, Ery Wilmot and Patrick H. Downs.

Occupation of entryman—Clerk—Age 25 years.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of John I. Wells.

JOSEPH FRENCH:

Boise, Idaho.

SW. $\frac{1}{4}$ Sec. 21, T. 6 N., R. 6 E., B. M.

Sworn Statement No. 345, made Mar. 26, 1902.

Cash Entry No. 1882, made June 20, 1902.

Final Proof submitted same date.

Patent dated Jan. 28, 1904, delivered to entryman, Feb. 12, 1904.

Not recorded.

Deed dated June 9, 1903, entryman to A. E. Palmer, consideration named \$1,000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, Feb. 18, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses, Ery Wilmot and Patrick H. Downs.

Occupation of entryman—Miner—Age 30 years. Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John I. Wells.

Identified at Land Office by John I. Wells.

ALTHA GILLUM:

Boise, Idaho.

S. $\frac{1}{2}$ NW. $\frac{1}{4}$, S. $\frac{1}{2}$ NE. $\frac{1}{4}$, Sec. 25, T. 8 N., R. 5 E., B. M.

Sworn Statement No. 313, December 26, 1901.

Cash Entry No. 1941, July 18, 1902.

Final Proof submitted March 27, 1902.

Patent dated January 28, 1904. Patent delivered to John J. Blake, July 2, 1904 and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated July 31, 1902 (joint deed), entrywoman and husband, Mack Gillum to A. E. Palmer, consideration named \$2000. Deed recorded at request of W. E. Borah, June 27, 1904.

Deed is an exhibit with Mack Gillum testimony. Final proof witnesses, John I. Wells and Wilbert F. Wilmot.

Occupation of entrywoman—Housewife—Age 36 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication are in handwriting of John I. Wells.

THADDEUS M. GLASS:

Centerville, Idaho.

NE. $\frac{1}{4}$, Sec. 13, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 232, made Oct. 1, 1901.

Cash Entry No. 1995, made Aug. 2, 1902,

Final Proof submitted Dec. 13, 1901.

Patent dated Feb. 1, 1904, delivered to entryman Mar. 7, 1904. Recorded at request of Barber Lumber Co., Jan. 19, 1906.

Deed dated Sept. 3, 1902; Acknowledged Mar. 24, 1903; Norman H. Young, Notary; entryman and wife to A. E. Palmer, consideration named \$1000.00. Recorded at request of W. E. Borah, Feb. 29, 1904.

Deed is in handwriting of Norman H. Young.

Proof witnesses William D. Charters and John I. Wells.

Occupation—Engineer—Age 32 years.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication are in handwriting of entryman.

JAMES H. HAMILTON:

Boise, Idaho.

E. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of SW. $\frac{1}{4}$; NW. $\frac{1}{4}$ of NE. $\frac{1}{4}$, Sec. 22, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 218, made Sept. 11, 1901.

Cash Entry No. 1986, made July 29, 1902.

Final Proof submitted Nov. 27, 1901.

Patent dated Feb. 1, 1904, delivered to J. J. Blake, July 2, 1904, Recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Feb. 12, 1903, entryman to A. E. Palmer. Consideration named, \$800.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, June 29, 1903.

Deed in handwriting of John Kinkaid.

Proof witnesses, William F. Snow and Patrick H. Downs.

Occupation of entryman—Farmer—Age 31 years.

Handwriting in filing papers unknown.

EARL A. HARRINGTON:

Boise, Idaho.

NE. $\frac{1}{4}$ NW. $\frac{1}{4}$, N. $\frac{1}{2}$ NE. $\frac{1}{4}$, Sec. 33; NW. $\frac{1}{4}$ NW. $\frac{1}{4}$, Sec. 24, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 857, made May 28, 1903.

Cash Entry No. 2538, made August 19, 1903.

Final proof submitted August 19, 1903.

Patent dated August 23, 1904. Patent delivered to John J. Blake, December 22, 1904 and recorded at request of Barber Lumber Company, February 17, 1905.

Deed dated September 10, 1903, entryman to Horace S. Rand; consideration named, \$800.00. Deed recorded at request of W. E. Borah, February 1, 1904. Deed is in handwriting of L. M. Pritchard.

Final proof witnesses, Elmer G. Dodds, and Rollin C. Lothrop.

Occupation of entryman, Mining—Age 23 years.
Sworn Statement, Non-mineral Affidavit and
Notice for Publication are in handwriting of
L. M. Pritchard.

ROBERT E. HEEL:

Huntington, Washington.
Lots 1, 2 and 3, Sec. 31, T. 6 N., R. 6 E., B. M.
Sworn Statement No. 503, August 12, 1902.
Cash Entry No. 2162, made November 12, 1902.
Final Proof submitted November 12, 1902.
Patent dated—No patent.
Deed dated November 20, 1902, entryman to A.
E. Palmer, consideration named \$950.00.
Deed recorded at request of Barber Lumber
Company, February 2, 1907. Deed is in hand-
writing of L. M. Pritchard.
Final proof witnesses, Albert B. Ewing and
George S. Warren.

Occupation—Railroad Employee—Age 28 years.
Sworn Statement, Non-mineral Affidavit and
Notice of Publication made out in handwrit-
ing of John I. Wells.

Entryman identified at United States Land Of-
fice by John I. Wells.

HORTENSE D. HORNER:

Boise, Idaho.

W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, Sec. 22, T. 7
N., R. 7 E.

Sworn Statement No. 942, made July 10, 1903.
Cash Entry No. 2637, made Oct. 9, 1903.
Final Proof submitted same date.

Patent dated Sept. 9, 1904, delivered to J. J. Blake, Feb. 2, 1905.

Recorded at request of Barber Lumber Co., Feb. 6, 1905.

Deed dated Dec. 29, 1903 (Joint), Samuel S. Horner and Hortense D. Horner to Horace S. Rand, consideration named, \$1600.00 for both claims. John M. Hains, Notary. Recorded at request of W. E. Borah, July 1, 1904. Deed in files of Samuel S. Horner.

Deed in handwriting of John Kinkaid.

Proof witnesses, Willard C. Austin and Patrick H. Downs.

Occupation—Homekeeper—Age 32 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John Kinkaid.

SAMUEL S. HORNER:

Boise, Idaho.

W. $\frac{1}{2}$ of SW. $\frac{1}{4}$; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$; Sec. 26, NE. $\frac{1}{4}$ of SE. $\frac{1}{4}$, Sec. 27, T. 7 N., R. 7 E.

Sworn Statement No. 941, made July 10, 1903, Cash Entry No. 2636, made Oct. 9, 1903.

Final Proof submitted same date.

Patent dated July 9, 1904, delivered to J. J. Blake, Feb. 2, 1905, recorded at request of Barber Lumber Co., Feb. 5, 1905.

Deed dated Dec. 29, 1903 (joint), entryman and Hortense D. Horner, his wife, to Horace S. Rand, consideration named (2 claims) \$1600.-00. John M. Hains, Notary. Recorded at request of W. E. Borah, July 1, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses, Willard C. Austin and Patrick H. Downs.

Occupation of entryman—Salesman & Co. Treas.
Age 37 years.

Sworn Statement, Non-mineral Affidavit, and
Notice for Publication in handwriting of John
Kinkaid.

HENRY HUMPHREY:

Boise, Idaho.

E. $\frac{1}{2}$ NW. $\frac{1}{4}$, Sec. 28, E. $\frac{1}{2}$ SW. $\frac{1}{4}$, Sec. 21, T.
7 N., R. 5 E., B. M.

Sworn Statement No. 369, made April 29, 1902.

Cash Entry No. 1935, made July 17, 1902.

Final proof, July 17th, 1902.

Patent dated December 29, 1904, Patent delivered to John J. Blake, February 6, 1905, and recorded at request of Barber Lumber Company, February 9, 1905.

Deed dated November 12, 1903, entryman and wife to A. E. Palmer, consideration named, \$650. Deed recorded at request of W. E. Borah, June 27, 1904.

Deed is in handwriting of L. M. Pritchard.

Final proof witnesses, John W. Williams and Roy Dye.

Occupation of entryman—Real Estate—Age 62 years.

Filing papers are in handwriting of entryman.

KATE HUNTER:

Centerville, Idaho.

SW. $\frac{1}{4}$, Sec. 15, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 237, made Oct. 5, 1901.

Cash Entry No. 2021, made Aug. 19, 1902.

Final Proof submitted Dec. 19, 1901.

Patent not issued.

Deed dated Aug. 28, 1902, entrywoman to A. E. Palmer, consideration named \$975.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, June 27, 1904.

Deed in handwriting of L. M. Pritchard.

Proof witnesses John I. Wells and Norman H. Young.

Occupation—Boarding-house keeper—Age 63 years.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of Norman H. Young.

Identified at Land Office by Norman H. Young.

Did not prove up on date set—Unable to secure attendance of John I. Wells, one of her witnesses.

LUELLA JAYCOX:

Boise, Idaho.

Lots 4, 5, 6, and 7, Sec. 6, T. 6 N., R. 8 E., B. M.

Sworn Statement No. 962, made July 20, 1903.

Cash Entry No. 2654, made Oct. 16, 1903.

Final Proof submitted same date.

Patent dated Aug. 23, 1904, delivered to J. J. Blake, Dec. 20, 1904. Recorded at request of Barber Lumber Co., Feb. 6, 1905.

Joint deed dated Dec. 31, 1903, Orlin R. and Luella Jaycox to Horace S. Rand. Acknowl-

edged Jan. 22, 1904, Wm. R. Prinn, Notary.
Consideration named \$1600.00 (2 claims).
Recorded at request of W. E. Borah, July 1,
1904. See files Orlin R.

Deed in handwriting of John Kinkaid.

Proof witnesses Burt Resser and Edward A.
Lockhart.

Occupation—Housekeeper—Age 42 years.

Sworn Statement, Non-mineral Affidavit and
Notice for Publication in handwriting of
John Kinkaid.

ORLIN R. JAYCOX:

Boise, Idaho.

W. $\frac{1}{2}$ of NE. $\frac{1}{4}$, and E. $\frac{1}{2}$ of NW. $\frac{1}{4}$, Sec. 17,
T. 6 N., R. 8 E., B. M.

Sworn Statement No. 963, made July 20, 1903.

Cash Entry No. 2655, made Oct. 16, 1903.

Final Proof submitted same date.

Patent dated Aug. 23, 1904, delivered to J. J.
Blake, Dec. 20, 1904. Recorded at request of
Barber Lumber Co., Feb. 6, 1905.

Joint deed dated Dec. 31, 1903, entryman and
Luella Jaycox to Horace S. Rand. Consider-
ation named \$1600.00 (2 claims) Wm. R.
Prinn, Notary. Acknowledged Jan. 22, 1904.
Recorded at request of W. E. Borah, July 1,
1904.

Deed in handwriting of John Kinkaid.

Proof witnesses, Burt Resser and Edward A.
Lockhart.

Occupation of entryman—Mining Operator—
Age 42 years.

Sworn Statement, Non-mineral affidavit and Notice for Publication are in handwriting of John Kinkaid.

OLIVER JOHNSON:

Minneapolis, Minnesota.

SW. $\frac{1}{4}$, Sec. 33, T. 7 N., R. 4 E., B. M.

Sworn Statement No. 628, September 25, 1902.

Cash Entry No. 2285, January 29, 1903.

Final proof submitted January 29, 1903.

Patent dated March 24, 1904, Patent delivered to John J. Blake, July 2, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated June 17, 1903, entryman to A. E. Palmer, consideration named \$800. Deed recorded at request of W. E. Borah, June 27, 1904.

Final proof witnesses, Ole Hanson and Thomas Peterson.

Occupation of entryman—Engineer—Age 40 years.

Handwriting in Sworn Statement and other filing papers unknown.

WILLIAM JUDGE:

Boise, Idaho.

NE. $\frac{1}{4}$, Sec. 29, T. 6 N., R. 6 E., B. M.

Sworn Statement No. 340, made Mar. 25, 1902.

Cash Entry No. 1873, made June 18, 1902.

Final Proof submitted same date.

Patent dated Jan. 28, 1904, delivered July 2, 1904, to J. J. Blake. Recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated June 28, 1902, entryman to A. E. Palmer, consideration named \$1,000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, Feb. 29, 1904.

Deed in handwriting of L. M. Pritchard.

Proof witnesses, Willis C. Lane and George Gibson.

Occupation of entryman—Farmer—Age, 31 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John I. Wells.

Entryman identified at Land Office by John I. Wells.

THOMAS F. KELLY:

Boise, Idaho.

SW. $\frac{1}{4}$, Sec. 10, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 549, made Sept. 4, 1902.

Cash Entry No. 2217, made Dec. 17, 1902.

Final Proof submitted same day.

Patent dated May 13, 1904, delivered to J. J. Blake, July 2, 1904. Recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Feb. 11, 1903, entryman to Horace S. Rand. Consideration named \$950.00. L. M. Pritchard, Notary. Deed recorded at request of W. E. Borah, June 23, 1904

Deed in handwriting of John Kinkaid.

Proof witnesses Burt Parker and Wm. E. Cavanaugh.

Occupation of entryman—Stone-cutter—Age 27 years.

Sworn Statement, Non-mineral Affidavit, and
Notice for Publication in handwriting of John
Kinkaid.

Did not prove up on date set—Mistake in date
—Proved up next day.

MOSES H. KEMPNER:

Idaho City, Idaho.

W. $\frac{1}{2}$ of NE. $\frac{1}{4}$; SE. $\frac{1}{4}$ of NE. $\frac{1}{4}$, Sec. 19 and
SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, Sec. 20, T. 7 N., R. 8 E.,
B. M.

Sworn Statement No. 669, made Oct. 17, 1902.

Cash Entry No. 2263, made Jan. 14, 1903.

Final Proof submitted same date.

Patent dated May 24, 1904, delivered to J. J.
Blake, July 2, 1904. Recorded at request of
Barber Lumber Co., Oct. 11, 1904.

Joint deed dated Feb. 12, 1903, entryman and
Annie E. Kempner to Horace S. Rand, con-
sideration named \$1600.00 (2 claims), L. M.
Pritchard, Notary. Deed recorded at request
of W. E. Borah, June 23, 1904. Deed in files
of Annie E. Kempner.

Proof witnesses John I. Wells and Patrick H.
Downs.

Occupation—Miner and Rancher—Age 64 years.

Sworn Statement, Non-mineral Affidavit and
Notice for Publication in handwriting of
John Kinkaid.

Identified at Land Office by John Kinkaid
(Atty.).

Did not prove up on date set—lack of funds.

MICHAEL KOPPAS:

Centerville, Idaho.

SE. $\frac{1}{4}$, Sec. 12, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 238, October 9, 1901.

Cash Entry No. 1994, August 2, 1902.

Final Proof submitted, December 19, 1901.

Patent dated February 1, 1904. Patent delivered to Michael Koppas, February 20, 1904, and recorded at his request, December 28, 1904.

Deed dated July 29, 1904, entryman to Barber Lumber Company, consideration named \$1,000. Deed recorded at request of the Barber Lumber Company, August 4, 1905.

Final proof witnesses, George M. Cutler and John I. Wells.

Occupation of entryman—Mining—Age 52 years.

Handwriting in entry papers not known.

BEULAH B. LAKE:

Boise, Idaho.

NE. $\frac{1}{4}$, Sec. 8, T. 6 N., R. 4 E., B. M.

Sworn Statement No. 1343, June 8, 1904.

Cash Entry No. 3130, September 20, 1904.

Final proof, September 20, 1904.

Patent dated June 26, 1905. Patent delivered to Lyon Cobb, August 3, 1905, and recorded at request of Barber Lumber Company, August 5, 1905.

Deed dated September 30, 1904, entrywoman and husband W. R. Lake to Barber Lumber Company, consideration named \$800. Deed

recorded at request of Barber Lumber Company, October 3, 1904.

Final Proof witnesses Abbie M. Briggs and Curtis F. Pike.

Occupation of entrywoman—Housewife—Age 37 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of Milton G. Cage.

FRANK LANE:

Boise, Idaho.

E. $\frac{1}{2}$ NW. $\frac{1}{4}$, E. $\frac{1}{2}$ SW. $\frac{1}{4}$, Sec. 35, T. 8 N., R. 5 E., B. M.

Sworn Statement No. 354, April 4, 1902.

Cash Entry No. 1899, July 7, 1902.

Final proof, July 7, 1902.

Patent dated January 28, 1904. Patent delivered to John J. Blake, July 2, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated March 14, 1903, entryman to A. E. Palmer, consideration named \$1000. Deed recorded at request of W. E. Borah, February 17, 1904.

Deed is in handwriting of John Kinkaid.

Final proof witnesses, John I. Wells and Patrick H. Downs.

Occupation of entryman—Mining Laborer—Age 33 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication made out by John I. Wells.

GERTRUDE LEWIN:

Boise, Idaho.

NE. $\frac{1}{4}$, Sec. 28, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 371, made Apr. 30, 1902.

Cash Entry No. 1938, made July 18, 1902.

Final Proof submitted same date.

Patent dated Mar. 18, 1905, delivered to L. G.

Chapman, June 9, 1905. Recorded at request of Barber Lumber Co., June 10, 1905.

Joint deed entryman and Wm. H. Lewin to A.

E. Palmer, dated July 15, 1903. (Date has been changed in deed.) Acknowledged at

Comstock, Neb., W. H. Comstock, Notary.

Consideration in deed \$2000.00 (2 claims).

Recorded at request of W. E. Borah, Feb. 29, 1904. Deed in files of Wm. H. Lewin.

Deed in handwriting of John Kinkaid.

Proof witnesses, John I. Wells and Henry Humphrey.

Occupation—Housekeeper—Age 26 years.

Handwriting in filing papers unknown.

WILLIAM H. LEWIN:

Boise, Idaho.

NE. $\frac{1}{4}$, Sec. 32, T. 6 N., R. 6 E., B. M.

Sworn Statement No. 350, made Mar. 28, 1902.

Cash Entry No. 1893, made June 25, 1902.

Final Proof submitted same date.

Patent dated Jan. 28, 1904, delivered to J. J.

Blake, July 2, 1904. Recorded at request of Barber Lumber Company, Oct. 11, 1904.

Joint deed, entryman and Gertrude Lewin to

A. E. Palmer, dated July 15, 1903. (Date has

been changed in deed.) Acknowledged at Comstock, Neb., W. H. Comstock, Notary. Consideration named \$2000.00 (2 claims). Recorded at request of W. E. Borah, Feb. 29, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses, Edward E. Butler and Charley Patterson.

Occupation of entryman—Farmer—Age 42 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in the handwriting of John I. Wells.

Identified at Land Office by John I. Wells.

URIAH F. McBURNEY:

Boise, Idaho.

SE. $\frac{1}{4}$, Sec. 11, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 303, made December 23, 1901.

Cash Entry No. 1989, made August 1, 1902.

Final Proof submitted, March 13, 1902.

Patent dated February 1, 1904. Patent delivered to John J. Blake, July 2, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated April 7, 1903, entryman to A. E. Palmer, consideration named \$1000. Deed recorded at request of W. E. Borah, February 29, 1904.

Deed is in handwriting of John Kinkaid.

Final proof witnesses, Martin S. Stephenson and Arthur E. Brookhart.

Occupation of entryman—Teamster—Age 30 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication made out by John I. Wells.

SAMUEL MARCUM:

Boise, Idaho.

S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, Sec. 7.

S. $\frac{1}{2}$ of SW. $\frac{1}{4}$, Sec. 8, T. 6 N., R. 6 E., B. M.

Sworn Statement No. 333, made Mar. 22, 1902.

Cash Entry No. 1834, made June 12, 1902.

Final Proof submitted same date.

Patent dated Jan. 28, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated June 28, 1902, entryman to A. E. Palmer, consideration named \$1000.00. L. M. Pritchard, Notary. Deed recorded at request of W. E. Borah, Feb. 29, 1904.

Deed in handwriting of L. M. Pritchard.

Proof witnesses, Homer G. Allen and Ery A. Wilmot.

Occupation of entryman—Farmer—Age 36 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John I. Wells.

WILLIAM J. MARCUM:

Boise, Idaho.

Lot 4; SW. $\frac{1}{4}$ of NW. $\frac{1}{4}$, Sec. 4, T. 7 N., R. 5 E.
and S. $\frac{1}{2}$ SW. $\frac{1}{4}$, Sec. 33, T. 8 N., R. 5 E.,
B. M.

Sworn Statement No. 361, made Apr. 18, 1902.

Cash Entry No. 1905, made July 9, 1902.

Final Proof submitted same date.

Patent dated Jan. 28, 1904, delivered to J. J.

Blake, July 2, 1904, recorded at request of
Barber Lumber Co., Oct. 11, 1904.

Deed dated July 9, 1902, entryman to A. E. Palmer, consideration named \$1000.00. L. M. Pritchard, Notary. Deed recorded at request of W. E. Borah, Feb. 29, 1904.

Deed in handwriting of L. M. Pritchard.

Proof witnesses, Carl J. Peterson and John H. Byro.

Occupation of entryman—Farmer—Age 30 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John I. Wells.

Identified at Land Office by John I. Wells.

FRANK B. NICKERSON:

Gardner City, Minnesota.

E. $\frac{1}{2}$ NW. $\frac{1}{4}$, NW. $\frac{1}{4}$ NE. $\frac{1}{4}$, Lot 1, Sec. 30, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 241, October 19, 1901.

Cash Entry No. 1814, made May 5, 1902.

Final proof submitted January 7th, 1902.

Patent dated October 28, 1902. Patent delivered to Frank B. Nickerson, December 19, 1902.

No record of patent.

Deed dated June 3, 1903, entryman to A. E. Palmer, consideration named \$800. Deed re-

vs. The Barber Lumber Company. 5373

corded at request of W. E. Borah, June 27,
1904.

Final proof witnesses, Patrick H. Downs and
Nellie J. Thompson.

Occupation of entryman—Farmer—Age 38
years.

Filing papers made out by entryman.

CHARLES NELSON:

Boise, Idaho.

NE. $\frac{1}{4}$, Sec. 23, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 260, made Nov. 1, 1901.

Cash Entry No. 2011, made Aug. 6, 1902.

Final Proof submitted, Jan. 28, 1902.

Patent dated Feb. 1, 1904, recorded at request
of Barber Lumber Co., Oct. 11, 1904.

Deed dated Mar. 19, 1903, entryman to A. E.
Palmer, consideration named \$1000.00. L. M.
Pritchard, Notary. Deed recorded at request
of W. E. Borah, July 10, 1903.

Deed in handwriting of John Kinkaid.

Proof witnesses, Gustav A. Link and John I.
Wells.

Occupation of entryman—Blacksmith—Age 37
years.

Handwriting in filing papers unknown.

HARRY B. NOBLE:

Boise, Idaho.

SW. $\frac{1}{4}$, Sec. 28, T. 6 N., R. 4 E., B. M.

Sworn Statement No. 1058, made September 14,
1903.

Cash Entry No. 2802, December 24, 1903.

Final proof, December 24, 1903.

Patent dated December 1, 1904. Patent delivered to John J. Blake, February 1, 1905, and recorded at request of Barber Lumber Company, February 6, 1905.

Deed dated February 4, 1904, entryman to George S. Long, consideration named \$800.

Deed recorded at request of W. E. Borah, July 1, 1904. Deed made out by John Kinkaid.

Final proof witnesses, John K. Woodburn and Lorin T. Kinert.

Occupation of entryman—Student—Age 21 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication made out by John Kinkaid.

WILLIAM F. NOBLE:

Boise, Idaho.

NE. $\frac{1}{4}$, Sec. 21, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 627, made Sept. 25, 1902.

Cash Entry No. 2287, made Jan. 29, 1903.

Final proof submitted same date.

Patent dated Mar. 24, 1904, delivered to entryman, July 2, 1904, recorded at request of W. E. Borah, July 1, 1904.

Deed dated Feb. 13, 1903, entryman to Horace S. Rand, consideration named \$900.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, June 23, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses, John I. Wells and George W. Butler.

Occupation of entryman—Miner—Age 25 years.

Sworn Statement, Non-mineral Affidavit and
Notice for Publication in handwriting of John
Kinkaid.

JENS OLSEN:

Boise, Idaho.

SE. $\frac{1}{4}$, Sec. 25, T. 7 N., R. 7 E., B. M.

Sworn Statement No. 521, made Aug. 27, 1902.

Cash Entry No. 2176, made Nov. 21, 1902.

Final Proof submitted same date.

Patent dated Feb. 10, 1905, delivered to L. G.

Chapman, June 9, 1905, recorded at request
of Barber Lumber Co., June 10, 1905.

Deed dated Dec. 6, 1902, entryman to A. E.

Palmer, consideration \$800.00. Wm. R.

Prinn, Notary. Recorded at request of W.

E. Borah, July 1, 1904.

Handwriting in deed unknown.

Proof witnesses, William Humphrey and John
Christenson.

Sworn Statement, Non-mineral Affidavit and

Notice for Publication in handwriting of

John I. Wells.

Identified at Land Office by John I. Wells.

Did not prove up on date set—claims made mis-
take in date. Proved up one day later.

AARON OWNBEY:

Boise, Idaho.

S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, E. $\frac{1}{2}$ of SW. $\frac{1}{4}$, Sec. 9, T. 7 N.,
R. 8 E.

Sworn Statement No. 558, made Sept. 6, 1902.

Cash Entry No. 2223, made Dec. 18, 1902.

Final proof submitted same date.

Patent dated May 13, 1904, delivered to J. J. Blake, July 7, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Jan. 29, 1903, entryman to Frank Steunenberg, consideration named \$950.00. Walter S. Walker, Notary. Recorded at request of W. E. Borah, June 23, 1904.

Deed has not been in possession of the Government.

Proof witnesses, E. H. Starn and P. H. Downs. Occupation of entryman—Farmer—Age 26 years.

Handwriting in filing papers unknown.

HARRISON OWNBEY:

Boise, Idaho.

SW. $1\frac{1}{2}$, Sec. 13, T. 7 N., R. 7 E., B. M.

Sworn Statement No. 543, made Aug. 30, 1902.

Cash Entry No. 2210, made Dec. 11, 1902.

Final Proof submitted same date.

Patent dated May 13, 1904, delivered to J. J. Blake, July 2, 1904. Recorded at request of Barber Lumber Company, July 2, 1904.

Deed dated Feb. 19, 1903 (Date has been changed), entryman and Margaret J. Ownbey, his wife, to Horace S. Rand, consideration named \$800.00. Acknowledged at Sevier, Tenn., J. P. Price, Notary. Recorded at request of W. E. Borah, June 23, 1904.

Deed in same handwriting as filing papers, probably Worthman.

Proof witnesses, Patrick H. Downs and James Ownbey.

Occupation of entryman—Farmer—Age 30 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication probably in handwriting of Worthman.

JAMES OWNBEY:

Halfway House, Boise County, Idaho.

NE. $\frac{1}{4}$, Sec. 13, T. 7 N., R. 7 E., B. M.

Sworn Statement No. 542, made Aug. 30, 1902.

Cash Entry No. 2211, made Dec. 11, 1902.

Final Proof submitted same date.

Patent dated May 3, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Feb. 11, 1903, entryman to Horace S. Rand, consideration named \$950.00. Walter S. Walker, Notary. Recorded at request of W. E. Borah, June 23, 1904.

Deed prepared by John Kinkaid and Walter S. Walker.

Proof witnesses, Patrick H. Downs and Harrison Ownbey.

Occupation of entryman—Farmer—Age 62 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication probably in handwriting of Harry Worthman.

JOHN J. PAWLEY:

Boise, Idaho.

E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, Sec. 32, W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, Sec. 33, T. 6 N., R. 8 E., B. M.

Sworn Statement No. 994, made Aug. 11, 1903.

Cash Entry No. 2696, made Nov. 10, 1903.

Final Proof submitted same date.

Patent dated Sept. 9, 1904, delivered to J. J. Blake, Dec. 22, 1904, recorded at request of Barber Lumber Co., Feb. 6, 1905.

Deed dated Nov. 21, 1903, entryman to Horace S. Rand, consideration named \$800.00. John M. Haines, Notary. Recorded at request of W. E. Borah, July 1, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses, Hiram Maynard and Samuel E. Vance.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John Kinkaid.

LOUIS M. PRITCHARD:

Boise, Idaho.

NW. $\frac{1}{4}$, Sec. 20, T. 6 N., R. 6 E., B. M.

Sworn Statement No. 330, made Mar. 21, 1902.

Cash Entry No. 1841, made June 13, 1902.

Final Proof submitted June 11, 1902.

Patent dated Jan. 28, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Mar. 19, 1903, entryman to A. E. Palmer, consideration named \$1000.00 Benj. H. McGrew, Notary. Recorded at request of W. E. Borah, Feb. 29, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses Patrick H. Downs and George H. Ensworth.

Sworn Statement, Non-mineral Affidavit and

Notice for Publication in handwriting of entryman.

BURT RESSER:

Idaho City, Idaho.

Lots 3 and 4, S. $1\frac{1}{2}$ of NW. $\frac{1}{4}$, Sec. 1, T. 6 N.,
R 7 E., B. M.

Sworn Statement No. 971, made July 24, 1903.

Cash Entry No. 2656, made Oct. 16, 1903.

Final Proof submitted same date.

Patent dated Aug. 23, 1904, delivered to J. J. Blake, Dec. 20, 1904, recorded at request of Barber Lumber Co., Feb. 6, 1905.

Deed dated Nov. 4, 1903, entryman and Edith Resser, his wife, to Horace S. Rand, consideration named \$800.00. L. M. Pritchard, Notary, recorded at request of W. E. Borah, July 1, 1904.

Acknowledgment of Edith Resser does not appear on deed.

Deed in handwriting of John Kinkaid.

Proof witnesses E. A. Lockhart and Orlin R. Jaycox.

Occupation of entryman—Attorney at law—
Age 30 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of entryman.

HENRY RICS:

Boise, Idaho.

E. $1\frac{1}{2}$ SW. $\frac{1}{4}$; Lots 6 and 7, Sec. 6, T. 7 N., R. 6 E., B. M.

Sworn Statement No. 314, made Dec. 26, 1901.

Cash Entry No. 1988, made Aug. 1, 1902.

Final Proof submitted Mar. 28, 1902.

Patent dated Feb. 1, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Mar. 19, 1903, entryman to A. E. Palmer, consideration named \$1000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, July 10, 1903.

Deed in handwriting of Kinkaid.

Proof witnesses John I. Wells and Patrick H. Downs.

Occupation of entryman—Miner—Age 72 years. Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of John I. Wells.

Did not prove up on date set—could not get his witnesses.

WILLIAM F. ROBERTS:

Boise, Idaho.

NW. $\frac{1}{4}$, Sec. 25, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 307, made Dec. 24, 1901.

Cash Entry No. 1947, made July 18, 1902.

Final Proof submitted Mar. 20, 1902.

Patent dated Feb. 1, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Mar. 17, 1903, entryman to A. E. Palmer, consideration named \$1000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, Jan. 29, 1903.

Deed in handwriting of John Kinkaid.

Proof witnesses James O. Baker and Arthur E. Brookhart.

Occupation of entryman—Stone cutter—Age 23 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John I. Wells.

Did not prove up on date set—no funds.

JOHN W. ROSE:

Boise, Idaho.

Lots 1 and 2; S. $\frac{1}{2}$ of NE. $\frac{1}{4}$, Sec. 1, T. 6 N., R. 7 E., B. M.

Sworn Statement No. 592, made Sept. 16, 1902.

Cash Entry No. 2275, made Jan. 23, 1903.

Final Proof submitted same date.

Patent dated Mar. 24, 1904, delivered to J. J. Blake, Aug. 16, 1904, recorded at request of Barber Lumber Company, Oct. 11, 1904.

Deed dated Feb. 6, 1903, entryman to A. E. Palmer, consideration named \$950.00. Walter S. Walker, Notary. Recorded at request of W. E. Borah, July 1, 1904.

Deed in handwriting of Kinkaid.

Proof witnesses Andrew Hanson and Frank R. McDonald.

Occupation of entryman—Sheepman—Age 55 years.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of John Kinkaid.

Did not prove up on date set—Lack of funds.

GUSTAVE H. ROTHINE:

Boise, Idaho.

S. $\frac{1}{2}$ of SW. $\frac{1}{4}$; and S. $\frac{1}{2}$ of SE. $\frac{1}{4}$, Sec. 5, T. 7
N., R. 5 E.

Sworn Statement No. 279, made Nov. 26, 1901.

Cash Entry No. 1920, made July 14, 1902.

Final Proof submitted Feb. 14, 1902.

Patent dated Jan. 28, 1904, delivered to J. J.
Blake, July 2, 1904, recorded at request of Bar-
ber Lumber Co., Oct. 11, 1904.

Deed dated July 14, 1902, entryman to A. E.
Palmer, consideration named \$1000.00. L.
M. Pritchard, Notary. Recorded at request of
W. E. Borah, June 29, 1903.

Deed in handwriting of John Kinkaid.

Proof witnesses Henry F. Benedix and Charles
A. Walker.

Occupation of entryman—Trained Nurse—Age
28 years.

Handwriting in filing papers unknown.

WILLIAM F. SNOW:

Boise, Idaho.

W. $\frac{1}{2}$ of NW. $\frac{1}{4}$; W. $\frac{1}{2}$ of SW. $\frac{1}{4}$, Sec. 22, T. 7
N., R. 5 E., B. M.

Sworn Statement No. 215, made Sept. 10, 1901.

Cash Entry No. 2123, made Oct. 14, 1902.

Final Proof submitted Nov. 30, 1901.

Patent dated Feb. 1, 1904, delivered to J. J.
Blake July 2, 1904, recorded at request of
Barber Lumber Co., Oct. 11, 1904.

Deed dated Oct. 20, 1902, entryman to A. E.
Palmer, consideration named \$1000.00. G. A.

vs. The Barber Lumber Company. 5383

Will, Notary. Acknowledged in Minneapolis, Minnesota. Recorded at request of W. E. Borah, July 29, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses Jas. Hamilton and Patrick H. Downs.

Occupation of entryman—Woodsman—Age 26 years.

Sworn Statement, Non-mineral Affidavit and Notice of Publication in handwriting of entryman.

Did not prove up on date set,—no funds.

LETTIE L. STEPHENSON:

Boise, Idaho.

SE. $\frac{1}{4}$, Sec. 34, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 304, made Dec. 24, 1901.

Cash Entry No. 1944, made July 18, 1902.

Final Proof submitted Mar. 13, 1902.

Patent dated Mar. 17, 1904, delivered to J. J.

Blake, July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Sept. 15, 1903 (joint), Martin S. Stephenson and Lettie L. Stephenson, to A. E. Palmer, consideration named (2 claims) \$2,000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, June 27, 1904.

Deed is in handwriting of John Kinkaid.

Proof witnesses Arthur E. Brookhart and Uriah Frederick McBurney.

Occupation—Housewife—Age 29 years.

Sworn Statement, Non-mineral Affidavit, and

Notice for Publication in handwriting of John I. Wells.

MARTIN S. STEPHENSON:

Boise, Idaho.

E. $\frac{1}{2}$ NE. $\frac{1}{4}$, Sec. 33, and W. $\frac{1}{2}$ of NW. $\frac{1}{4}$, Sec. 34, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 305, made Dec. 24, 1901.

Cash Entry No. 1945, made July 18, 1902.

Final Proof submitted Mar. 14, 1902.

Patent dated Mar. 17, 1904, delivered to J. J.

Blake, July 2, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Sept. 15, 1903 (joint), entryman and Lettie L. Stephenson to A. E. Palmer, consideration named (2 claims) \$2,000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, June 27, 1904.

Deed is in handwriting of John Kinkaid.

Proof witnesses Arthur E. Brookhart and Uriah Frederick McBurney.

Occupation of entryman—Teamster—Age 33 years.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of John I. Wells.

DAVID G. THOMPSON:

Boise, Idaho.

SE. $\frac{1}{4}$, Sec. 26, T. 8 N., R. 5 E., B. M.

Sworn Statement No. 681, made Nov. 5, 1902.

Cash Entry No. 2,324, made Feb. 25, 1903.

Final Proof submitted same date.

Patent dated July 2, 1904, delivered to J. J.

vs. The Barber Lumber Company. 5385

Blake, Sept. 9, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Mar. 6, 1903, entryman to A. E. Palmer, consideration named \$1000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, June 27, 1904.

Deed in handwriting of L. M. Pritchard.

Proof witnesses, William H. Humphrey and James O'Brien.

Occupation of entryman—Barber—Age 31 years.

Handwriting in entry papers unknown.

CHARLES A. WALKER:

Boise, Idaho.

N. $\frac{1}{2}$ of NW. $\frac{1}{4}$, and N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, Sec. 8, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 286, made Dec. 7, 1901.

Cash Entry No. 1949, made July 18, 1902.

Final Proof submitted Feb. 20, 1902.

Patent dated Feb. 1, 1904, delivered to J. J. Blake, July 2, 1904. Recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Aug. 12, 1902, entrymen to A. E. Palmer, consideration named \$800.00. Joseph M. Healy, Notary. (Acknowledged at Portland, Ore.) Recorded at request of W. E. Borah, Feb. 29, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses Gustave H. Rothine and Henry F. Benedix.

Occupation of entryman—Trained nurse—Age 27 years.

Sworn Statement, Non-mineral Affidavit, and Notice of Publication in handwriting of entryman.

GEORGE S. WARREN:

Boise, Idaho.

E. $\frac{1}{2}$ NW. $\frac{1}{4}$, E. $\frac{1}{2}$ SW. $\frac{1}{4}$, Sec. 32, T. 6 N., R. 6 E., B. M.

Sworn Statement No. 500, made August 11, 1902.

Cash Entry No. 2160 made November 11, 1902.

Final Proof submitted November 11, 1902.

Patent dated July 2, 1904. Patent delivered to John J. Blake, September 20, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated March 23, 1903, entryman to A. E. Palmer, consideration named \$925. Deed recorded at request of W. E. Borah, October 5, 1903. Deed is in handwriting of John Kincaid.

Final proof witnesses, Albert B. Ewing and Robert E. Heel.

Occupation of entryman—Groceryman—Age 66 years.

Sworn Statement, Non-mineral Affidavit and Notice of Publication are in handwriting of John I. Wells.

JOHN W. WILLIAMS:

Boise, Idaho.

E. $\frac{1}{2}$ SE. $\frac{1}{4}$, Sec. 22; S. $\frac{1}{2}$ SW. $\frac{1}{4}$, Sec. 23, T. 7 N., R. 5 E., B. M.

Sworn Statement, No. 368, made April 29, 1902.

Cash Entry No. 1934, made July 17, 1902.

Final Proof submitted July 17, 1902.

No Patent.

Deed dated July 18, 1902, entryman to A. E. Palmer, consideration named \$1000. Deed recorded at request of W. E. Borah, June 27, 1904. Deed is in handwriting of L. M. Pritchard.

Final Proof witnesses, Henry Humphrey and Roy Dye.

Occupation of entryman—Carpenter—Age 38 years.

Handwriting in entry papers unknown.

ELIZABETH WILLHITE:

Boise, Idaho.

NE. $\frac{1}{4}$, Sec. 31, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 626, made Sept. 24, 1902.

Cash Entry No. 2282, made Jan. 27, 1903.

Final Proof submitted same date.

Patent dated May 24, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of Barber Lumber Company, Oct. 11, 1904.

Deed dated Feb. 14, 1903 (joint), General F. Willhite and Elizabeth Willhite, husband and wife, to Horace S. Rand, consideration named (2 claims) \$1600.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, June 23, 1904.

Deed is in handwriting of John Kinkaid.

Proof witnesses, Maude Payne and John Payne.

Occupation—Housekeeper—Age 35 years.

Sworn Statement, Non-mineral Affidavit, and

Notice for Publication in handwriting of
John Kinkaid.

Deed filed with entry papers of General F. Willhite.

GENERAL F. WILLHITE:

Boise, Idaho.

SW. $\frac{1}{4}$, Sec. 32, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 625, made Sept. 24, 1902.

Cash Entry No. 2281, made Jan. 27, 1903.

Final Proof submitted same date.

Patent dated May 24, 1904, delivered to J. J. Blake, July 2, 1904, recorded at request of Barber Lumber Company, Oct. 11, 1904.

Deed dated Feb. 14, 1903 (joint) entryman and Elizabeth Willhite, his wife, to Horace S. Rand, consideration named (2 claims) \$1600.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, June 23, 1904.

Deed is in handwriting of John Kinkaid.

Proof witnesses Maude Payne and John Payne.

Occupation of entryman—Miner and mining—
Age 36 years.

Sworn Statement, Non-mineral Affidavit and
Notice for Publication in handwriting of John
Kinkaid.

WILBERT F. WILMOT:

Boise, Idaho.

Lots 3, 4, 5, and SE. $\frac{1}{4}$ NW. $\frac{1}{4}$, Sec. 6, T. 7 N.,
R. 6 E., B. M.

Sworn Statement No. 308, made December 26,
1901.

Cash Entry No. 1943, made July 18, 1902.

Final Proof submitted March 19, 1902.

Patent dated January 28, 1904. Patent delivered to John J. Blake, July 2, 1904, and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated June 24, 1903, entryman and wife to A. E. Palmer, consideration named \$1000.

Deed recorded at request of W. E. Borah February 29, 1904.

Deed is in handwriting of John Kinkaid.

Date in deed is in different handwriting.

Final proof witnesses, William J. Wills and Henry Rics.

Occupation of entryman—Farmer—Age 70 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of John Kinkaid.

LENA D. WILSON:

Boise, Idaho.

SE. $\frac{1}{4}$, Sec. 32, T. 7 N., R. 8 W., B. M.

Sworn Statement No. 646, made Oct. 2, 1902.

Cash Entry No. 2353, made Mar. 20, 1903.

Final Proof submitted same date.

Patent dated Aug. 23, 1904, delivered to J. J. Blake, Dec. 22, 1902, recorded at request of Barber Lumber Co., Feb. 6, 1905.

Deed dated Mar. 26, 1903 (joint), Walter L. Wilson and Lena D. Wilson, to Horace S. Rand, consideration named (2 claims) \$1,700.00 L. M. Pritchard, Notary. Recorded at request of W. E. Borah, July 1, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses Sonora A. Joplin and Patrick H. Downs.

Occupation—School teacher—Age 24 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication in handwriting of L. M. Pritchard.

WALTER L. WILSON:

Boise, Idaho.

Lots 1 and 2; E. $\frac{1}{2}$ NW. $\frac{1}{4}$, Sec. 31, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 647, made Oct. 2, 1902.

Cash Entry No. 2354, made Mar. 20, 1903.

Final Proof submitted same date.

Patent dated June 10, 1904, delivered to J. J. Blake, Aug. 16, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated Mar. 26, 1903 (joint), entryman and Lena D. Wilson to Horace S. Rand, consideration named (2 claims) \$1700.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, July 1, 1904.

Deed is in handwriting of John Kinkaid.

Proof witnesses, Sonora A. Joplin and Patrick H. Downs.

Occupation of entryman—Teamster—Age 26 years.

Handwriting in entry papers, L. M. Pritchard.

Deed in files of Lena D. Wilson.

DANIEL P. WOODMORE:

Boise, Idaho.

SE. $\frac{1}{4}$, Sec. 35, T. 7 N., R. 5 E., B. M.

Sworn Statement No. 337, made March 24, 1902.

Cash Entry No. 1871, made June 17, 1902.

Final Proof submitted June 17, 1902.

Patent dated January 28, 1904. Patent delivered to John J. Blake and recorded at request of Barber Lumber Company, October 11, 1904.

Deed dated March 23, 1903, entryman to A. E. Palmer, consideration named \$1000. Deed recorded at request of W. E. Borah, July 10, 1903. Deed is in handwriting of L. M. Pritchard.

Final proof witnesses, Clifford Gibson and George Gibson.

Occupation of entryman—Logger—Age 28 years.

Sworn Statement, Non-mineral Affidavit and Notice for Publication are in handwriting of John Kinkaid.

GEORGE M. YORK:

Boise, Idaho.

Lots 1, 2, 3, & 4; Sec. 30, T. 7 N., R. 8 E., B. M.

Sworn Statement No. 805, made Apr. 22, 1903.

Cash Entry No. 2480, made July 20, 1903.

Final Proof submitted same date.

Patent dated July 26, 1904, delivered to J. J. Blake, Sep. 20, 1904, recorded at request of Barber Lumber Co., Oct. 11, 1904.

Deed dated July 31, 1903, entryman to Horace S. Rand, consideration named \$1,000.00. L. M. Pritchard, Notary. Recorded at request of W. E. Borah, July 1, 1904.

Deed in handwriting of John Kinkaid.

Proof witnesses George Butler and Edgar E. Bush.

Occupation of entryman—Laborer and Teamster—Age 23 years.

Sworn Statement, Non-mineral Affidavit, and Notice for Publication in handwriting of John Kinkaid.

Did not prove up on day set—did not have the money.

ANNA FISHER:

Boise, Idaho.

E. $\frac{1}{2}$ SE. $\frac{1}{4}$, NW. $\frac{1}{4}$ SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ NE. $\frac{1}{4}$,
Sec. 12, T. 6 N., R. 4 E., B. M.

Sworn Statement No. 1040, made September 14, 1903.

Cash Entry No. 2767, made December 11, 1903.

Final Proof submitted December 11, 1903.

Patent dated December 1, 1904, Patent delivered to John J. Blake, February 1, 1905, and recorded at request of Barber Lumber Company, February 6, 1905.

Deed dated February 29, 1904, entrywoman and husband to George S. Long, consideration named \$1,000. Deed recorded at request of W. E. Borah, July 1, 1904.

Occupation of entrywoman—Housewife—Age 36 years.

Witnesses to final proof, Joseph Penrod and Thomas L. Martin.

Papers in handwriting of H. L. Fisher, husband of entrywoman.

VICTORIA L. EOFF:

Boise, Idaho.

W. $\frac{1}{2}$ SE. $\frac{1}{4}$, SE. $\frac{1}{4}$ SE. $\frac{1}{4}$, Sec. 8; NE. $\frac{1}{4}$

NE. $\frac{1}{4}$, Sec. 17, T. 6 N., R. 6 E. B. M.

Sworn Statement No. 1398, made July 12, 1904.

Cash Entry No. 3181, made October 25, 1904.

Final proof submitted October 25, 1904.

Patent dated May 5, 1905. Patent delivered to entrywoman, June 13, 1905.

Deed dated September 2, 1905, entrywoman to Barber Lumber Co.

Deed recorded at request of Barber Lumber Company, September 4, 1905.

Sworn Statement, Non-mineral Affidavit and Notice for Publication are in handwriting of L. M. Pritchard.

Occupation of entrywoman—Housewife—Age, 45 years.

Proof witnesses, Gertrude L. Hays, and Sidney Smith.

Filed March 11, 1909. A. L. Richardson, Clerk.

Plaintiff's Exhibits Nos. 154 to 154M.

Plaintiff's Exhibit No. 154A.

DEAN WEST: Residence, Boise, Idaho; occupation, carpenter.

Sworn Statement 248, Dated Oct. 26, 1901, for entry of South One-half of the Southeast Quarter Section 28 and South One-half of the Southwest Quarter, Section 27, Tp. 7, North of Range 5 East, Boise Meridian.

Plaintiff's Exhibit No. 154B.

Testimony of Dean West, at final proof, dated Jan. 16, 1902.

Plaintiff's Exhibit No. 154C.

ANSWERS of Dean West to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Question 16. Yes, sir. Yes, sir.

Answer to Question 17. I worked for part of it and part of it I got from sale of a $\frac{1}{3}$ interest in a mining property. Since Oct. 5, 1901, some I had before that.

Answer to Question 18. No, sir, I keep my money at home, except what I have loaned out.

Plaintiff's Exhibit No. 154D.

Receiver's Receipt, No. 1903, dated July 9, 1902.

Plaintiff's Exhibit No. 154E.

Final Certificate No. 1903, dated July 9, 1902.

Plaintiff's Exhibit No. 154F.

Certified Copy of Patent, Dated Jan. 28th, 1904. for land described in Exhibit 154A.

Plaintiff's Exhibit No. 154G.

Cross-examination of witness, John Keane, on final proof.

Plaintiff's Exhibit No. 154H.

Testimony of witness, John Keane, on final proof.

Plaintiff's Exhibit No. 154I.

Report of Register and Receiver, in re report entry of Dean West.

Plaintiff's Exhibit No. 154J.

Notice for Publication, witness for final proof, Sam Dye, Henry Snow, John Keane, and John I. Wells.

Plaintiff's Exhibit No. 154K.

Non-mineral Affidavit.

Plaintiff's Exhibit No. 154L.

Cross-examination of witness, Samuel Dye.

Plaintiff's Exhibit No. 154M.

Testimony of witness, Samuel Dye.

Plaintiff's Exhibits Nos. 154A to 154X.

Plaintiff's Exhibit No. 154A.

ABLE E. HUNTER: Residence, Centerville, Idaho; occupation, miner.

Sworn Statement No. 227, dated and filed Sept. 25, 1901, for entry of Southeast Quarter of Section 14, Tp. 7 North of Range 5 East, Boise Meridian.

Plaintiff's Exhibit No. 154B.

AFFIDAVIT OF ABLE E. HUNTER IN RE
POSTPONEMENT DATE OF MAKING
FINAL PROOF.

“DEPARTMENT OF THE INTERIOR,
United States Land Office,

Boise, Idaho, December 10, 1901.

Able E. Hunter, being first duly sworn, deposes and says that he is the identical Able E. Hunter who is an applicant under Timber and Stone Sworn Statement No. 227, made at this office September 25, 1901, for SE. $\frac{1}{4}$, Sec. 14, Tp. 7 N. R. 5 E. on which final proof was advertised to be made December 5,

1901; that he was unable to appear and make proof on said day nor before this 10th day of December, 1901, because the money with which he intended to make payment for this land was not at hand and he could not get it into his possession until this 10th day of December, 1901.

ABLE E. HUNTER.

Subscribed and sworn to before me this 10th day of December, 1901.

EDWARD E. GARRETT,
Receiver."

Plaintiff's Exhibit No. 154C.

ANSWERS Given by Able E. Hunter, to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Question 16: Yes, sir, I do.

Answer to Question 17: I have worked for it, have had it for a year.

Answer to Question 18: No, sir. Have no Bank near.

Plaintiff's Exhibit No. 154D.

Testimony of Able E. Hunter, on final proof.
Dated December 10, 1901.

Plaintiff's Exhibit No. 154E.

Receiver's Receipt No. 1984, dated July 29, 1902.

Plaintiff's Exhibit No. 154F.

Final Certificate No. 1984, dated July 29, 1902.

Plaintiff's Exhibit No. 154G.

Power of Attorney to Harry S. Worthman, executed by H. H. Wells.

“DEPARTMENT OF THE INTERIOR,

United States Land Office,

At Boise, Idaho.

In the Matter of the Application of HARVEY H. WELLS to Purchase the SW. $\frac{1}{4}$, Sec. 14, Twp. 7 N. R. 5 E., B. M. Under His Timber and Stone Sworn Statement No. —.

Comes now the above named applicant and appoints Harry S. Worthman of Boise, Ada County, Idaho, as his attorney and counsel to appear for him and represent him in any and all matters in any way connected with the above entitled cause.

H. H. WELLS.”

Plaintiff's Exhibit No. 154H.

Notice for Publication; witnesses for final proof, James Ball, Harvey H. Wells, John I. Wells and Homer C. Granger.

Plaintiff's Exhibit No. 154I.

Certificate of Register and Receiver in re Postponement of date for making proof.

Plaintiff's Exhibit No. 154J. Able Hunter.

LETTER from Able Hunter to Commissioner G. L. O. dated Centerville, Idaho, March 2, 1905, requesting repayment of deposit in payment for land for issuance of patent.

“Centerville, Idaho, March 2nd, 1905.

To the

Hon. Commissioner

of Gen'l. Land Office,

Washington, D. C.

Sir:—I have final receipt from Receiver of Boise,

Idaho, T. & S. No. 227, for the SE. $\frac{1}{4}$ of section 14, Tp. 7 R. 5 E., B. Meridian, which is on appeal from Boise Land Office.

Now I took this timber up in good faith and can not go to the cost of having a hearing on the appeal.

What I wish to know is can my deposit for land be returned me or a patent issued.

Any suggestion you can make will be duly appreciated.

Your obt. servant,

ABLE E. HUNTER."

Plaintiff's Exhibit No. 154K.

Cross-examination of witness, James T. Ball, on final proof.

Plaintiff's Exhibit No. 154M.

Testimony of witness, James T. Ball, on final proof.

Plaintiff's Exhibit No. 154L.

Cross-examination of witness, Harvey H. Wells, on final proof.

Plaintiff's Exhibit No. 154N.

Testimony of witness, Harvey H. Wells, on final proof.

Plaintiff's Exhibit No. 154O.

Non-mineral Affidavit.

Plaintiff's Exhibit No. 154P.

Letter from Edward E. Garrett, Receiver to Commissioner of the G. L. O., transmitting testimony and papers in contest case of U. S. vs. Able E. Hunter.

Plaintiff's Exhibit No. 154Q.

Letter from Edward E. Garrett, Receiver to

Commissioner, G. L. O., transmitting appeal in matter of contest vs. Harvey H. Wells (United States vs. Harvey H. Wells).

Plaintiff's Exhibit No. 154R.

NON-ALIENATION AFFIDAVIT OF ABLE E. HUNTER.

“In the United States Land Office,
At Boise, Idaho.

State of Idaho,
County of Ada,—ss.

Able E. Hunter of lawful age being first duly sworn on his oath deposes and says:

That he is the identical person who on the 10th day of December, A. D. 1901, made final proof upon and tendered payment under his Timber and Stone Sworn Statement No. 227 at the United States Land Office at Boise, Idaho, for the SE. $\frac{1}{4}$ of Sec. 14, Twp. 7, N., of R. 5 E.

That he has not since making said proof or at any time sold or assigned or agreed to sell or assign his interest in said premises or the timber thereon or any part thereof to any person or persons, corporation or association or persons.

That he has not directly or indirectly alienated or agreed to alienate his right title or interest in said land or the timber thereon since making said proof or at all.

ABLE E. HUNTER.

Subscribed and sworn to before me this 20th day of July, A. D. 1902.

[Seal]

L. M. PRITCHARD,
Notary Public.

Plaintiff's Exhibit No. 154S.

Letter from Edward E. Garrett, Receiver, to Commissioner of G. L. O., transmitting application of Able E. Hunter for hearing.

Plaintiff's Exhibit No. 154T.

Report of Louis L. Sharp, Special Agent, G. L. O. to Commissioner G. L. O., in re hearing contest of U. S. vs. Able E. Hunter.

Plaintiff's Exhibit No. 154U.

Affidavit of Publication.

Plaintiff's Exhibit No. 154V.

POWER OF ATTORNEY TO HARRY S. WORTHMAN, EXECUTED BY ABLE E. HUNTER.

“DEPARTMENT OF THE INTERIOR,

United States Land Office,

At Boise, Idaho.

In the Matter of the Application of ABLE E. HUNTER to Purchase the SE. $\frac{1}{4}$ Sec. 14, Twp. 7 N., R. 5 E., B. M. Under His Timber and Stone Sworn Statement No. 227.

Comes now the above named applicant and appoints Harry S. Worthman of Boise, Ada County, Idaho, as his attorney and counsel to appear for him and represent him in any and all matters in any way connected with the above entitled cause.

ABLE E. HUNTER.”

Plaintiff's Exhibit No. 154W.

Report of Register and Receiver in re entry of Able E. Hunter.

Plaintiff's Exhibit No. 154X.

Certificate of Register and Receiver in re discrepancy between date of proof and date of Register's Certificate and Receiver's Receipt.

Plaintiff's Exhibit No. 155A.

CHECK FROM FRANK STEUNENBERG TO
C. A. ARBUCKLE, DATED APRIL, 19,
1902.

"Caldwell, Idaho, Apr. 19, 1902. No——.

THE COMMERCIAL BANK.

Pay to the Order of C. A. ARBUCKLE
..... \$25.00 Twenty-five Dollars.
FRANK STEUNENBERG."

Plaintiff's Exhibit No. 155B.

CHECK FROM FRANK STEUNENBERG TO
C. A. ARBUCKLE DATED MAY 9th, 1902.

"Caldwell, Idaho, May 9, 1902. No——.

THE COMMERCIAL BANK.

Pay to the Order of C. A. ARBUCKLE
..... \$150.00 One Hundred and Fifty Dollars.
FRANK STEUNENBERG."

Plaintiff's Exhibits Nos. ——.

ROBERT McAFEE, Cashier,

First National Bank of Idaho.

EXHIBIT BARBER LUMBER COMPANY
FRANK STEUNENBERG ACCOUNT NO.

1.

(Copied in full in record at page 2727.)

EXHIBIT KINKAID ACCOUNT NO. 3.

(Copied in full in record at page 2712.)

LIST OF PATENTS.

Plaintiff's Exhibit No. 158A.

SUSIE A. YOUNGKIN, dated June 10th, 1904,
for land described in Exhibit 60A.

Plaintiff's Exhibit No. 158B.

LOUISA B. WEST, dated Jan. 28th, 1904, for land
described in Exhibit No. 9A.

Plaintiff's Exhibit No. 158C.

DEAN WEST, dated Jan. 28th, 1904, for land
described in Exhibit 154A.

Plaintiff's Exhibit No. 158D.

HARRY S. WORTHMAN, dated Jan. 28th, 1904,
for land described in Exhibit 23A.

Plaintiff's Exhibit No. 158E.

WILBERT F. WILMOT, dated Jan. 28, 1904, for
land described in Exhibit 172.

Plaintiff's Exhibit No. 158F.

FREDERIC THURMAN, dated Jan. 28th, 1904,
for land described in Exhibit 41A.

Plaintiff's Exhibit No. 158G.

NELLIE J. THOMPSON, dated December 30th,
1905, for land described in Exhibit Warranty Deed
306.

Plaintiff's Exhibit No. 158H.

LUCRETIA C. SENSENIG, dated June 10th,
1904, for land described in Exhibit 44A.

Plaintiff's Exhibit No. 158I.

ELIZABETH SCHMELZEL, dated June 10th,
1904, for land described in Exhibit 47A.

Plaintiff's Exhibit No. 158J.

EMERSON S. SENSENIG, dated July 2d, 1904,
for land described in Exhibit 43A.

Plaintiff's Exhibit No. 158K.

MARY STARN, dated May 13th, 1904, for land
described in Exhibit 48A.

Plaintiff's Exhibit No. 158L.

EDWARD H. STARN, dated May 13th, 1904, for
land described in Exhibit 46A.

Plaintiff's Exhibit No. 158M.

ARIETTA H. STAHL, dated June 10th, 1904, for
land described in Exhibit 49A.

Plaintiff's Exhibit No. 158N.

BENJAMIN E. STAHL, dated June 10th, 1904,
for land described in Exhibit 50A.

Plaintiff's Exhibit No. 158O.

WILLIAM PEARSON, dated Jan. 28th, 1904, for
land described in Exhibit 37A.

Plaintiff's Exhibit No. 158P.

MARGARET PEARSON, dated Jan. 28th, 1904,
for land described in Exhibit 34A.

Plaintiff's Exhibit No. 158Q.

EDWARD J. PHELPS, dated Nov. 3d, 1905, for
land described in Exhibit 61A.

Plaintiff's Exhibit No. 158R.

CHARLEY PATTERSON, dated Jan. 28th, 1904,
for land described in Exhibit 62A.

Plaintiff's Exhibit No. 158S.

LOUIS NIBLER, dated Feb. 1st, 1904, for land described in Exhibit 17A.

Plaintiff's Exhibit No. 158T.

PEARL I. NUSBAUM, dated June 10th, 1904, for land described in Exhibit 52A.

Plaintiff's Exhibit No. 158U.

JACOB V. NUSBAUM, dated May 24, 1904, for land described in Exhibit 53A.

Plaintiff's Exhibit No. 158V.

JOHN M. NEIL, dated May 13, 1904, for land described in Exhibit 18A.

Plaintiff's Exhibit No. 158W.

MAUD PITMAN NEIL, dated May 13, 1904, for land described in Exhibit 18 I.

Plaintiff's Exhibit No. 158X.

JOHN G. McDONALD, dated March 18, 1905, for land described in Exhibit 58A.

Plaintiff's Exhibit No. 158Y.

WILLIS C. LANE, dated January 28th, 1904, for land described in Exhibit 36A.

Plaintiff's Exhibit No. 158Z.

LELIA LEE, dated Feb. 1st, 1904, for land described in Exhibit 110A.

Plaintiff's Exhibit No. 158AA.

GUSTAV A. LINK, dated Feb. 1st, 1904, for land described in Exhibit 69J.

Plaintiff's Exhibit No. 158BB.

MARY LINK, dated Feb. 1st, 1904, for land described in Exhibit 70B.

Plaintiff's Exhibit No. 158CC.

CHARLES S. KINGSLEY, dated May 13, 1904,
for land described in Exhibit 38A.

Plaintiff's Exhibit No. 158DD.

CARO F. B. KINGSLEY, dated May 13, 1904,
for land described in Exhibit 39A.

Plaintiff's Exhibit No. 158EE.

WALTER L. HARRISON, dated February 1st,
1904, for land described in Exhibit 45A.

Plaintiff's Exhibit No. 158FF.

LEONORA HOLLISTER, dated Feb. 1st, 1904,
for land described in Exhibit 35A.

Plaintiff's Exhibit No. 158GG.

JOSEPH M. HOLLISTER, dated Feb. 1st, 1904,
for land described in Exhibit 33A.

Plaintiff's Exhibit No. 158HH.

RICE J. HARBAUGH, dated December 29, 1904,
for land described in Exhibit 122A.

Plaintiff's Exhibit No. 158 II.

SARAH GREIG, dated January 28, 1904, for
land described in Exhibit 20A.

Plaintiff's Exhibit No. 158 JJ.

SAMUEL GREIG, dated January 28, 1904, for
land described in Exhibit 19A.

Plaintiff's Exhibit No. 158KK.

MACK GILLUM, dated Feb. 1st, 1904, for land
described in Exhibit 22A.

Plaintiff's Exhibit No. 158LL.

ADDIE G. GIBBERD, dated April 8th, 1904, for
land described in Exhibit 25A.

Plaintiff's Exhibit No. 158MM.

WILLIAM H. GIBBERD, dated May 13, 1904, for land described in Exhibit 24A.

Plaintiff's Exhibit No. 158NN.

HELEN E. EAGLESON, dated June 10th, 1904, for land described in Exhibit 65A.

Plaintiff's Exhibit No. 158OO.

GEORGE T. ELLIS, dated July 2, 1904, for land described in Exhibit 42A.

Plaintiff's Exhibit No. 158PP.

IDA TWOGOOD, dated June 30, 1905, for land described in Exhibit 119D.

Plaintiff's Exhibit No. 158QQ.

EMMA BILDERBACK, dated May 24, 1904, for land described in Exhibit 51A.

Plaintiff's Exhibit No. 158RR.

CLIFTON C. BLIVEN, dated June 10, 1904, for land described in Exhibit 21A.

Plaintiff's Exhibit No. 158SS.

CHARLES W. BALENTINE, dated July 26th, 1904, for land described in Exhibit 10A.

Plaintiff's Exhibit No. 158TT.

JAMES O. BAKER, dated Feb. 1st, 1904, for land described in Exhibit 26A.

Plaintiff's Exhibit No. 158UU.

EDWARD BRISBIN, dated March 17, 1904, for land described in Exhibit 16A.

Plaintiff's Exhibit No. 158VV.

LEWIS K. BURNS, dated January 28th, 1904, for land described in Exhibit 4.

Plaintiff's Exhibit No. 158WW.

GEORGE BAYHOUSE, dated June 10th, 1904,
for land described in Exhibit 56A.

Plaintiff's Exhibit No. 158XX.

FRANK BAYHOUSE, dated June 10th, 1904,
for land described in Exhibit 57A.

Plaintiff's Exhibit No. 158YY.

ALFRED BAYHOUSE, dated May 24th, 1904,
for land described in Exhibit 64A.

Plaintiff's Exhibit No. 158ZZ.

JOHN J. BLAKE, dated April 14th 1906, for
land described as follows: The NE. $\frac{1}{4}$ of the NW.
 $\frac{1}{4}$ and the NW. $\frac{1}{4}$ of the NE. $\frac{1}{4}$, and the SW. $\frac{1}{4}$ of
the NE. $\frac{1}{4}$ and the SE. $\frac{1}{4}$ of the NE. $\frac{1}{4}$ of Sec. 17,
Tp. 5 N., of R. 4 E. of B. M.

Plaintiff's Exhibit No. 158AAA.

HENRY BAYHOUSE, dated May 24th, 1904,
for land described in Exhibit 71A.

Plaintiff's Exhibit No. 158BBB.

MARY E. OWNBEY, dated May 13th, 1904, for
land described in Exhibit 73A.

Plaintiff's Exhibit No. 158CCC.

JACKSON OWNBEY, dated May 13th, 1904, for
land described in Exhibit 72A.

Plaintiff's Exhibit No. 158DDD.

EMMA M. ANDERSON, dated May 13th, 1904,
for land described in Exhibit 28A.

Plaintiff's Exhibit No. 158EEE.

ELOF ANDERSON, dated May 13th, 1904, for
land described in Exhibit 27A.

Plaintiff's Exhibit No. 158FFF.

WILLIAM W. ABRAMS, dated May 24th, 1904,
for land described in Exhibit 1.

Plaintiff's Exhibit No. 158GGG.

CAROLINE ALEXANDER, dated June 10th,
1904, for land described in Exhibit No. 55A.

Plaintiff's Exhibit No. 158HHH.

BENJAMIN R. ALLEN, dated September 9th,
1904, for land described in Exhibit 31D.

Plaintiff's Exhibit No. 158 III.

JOHN A. YOUNGKIN, dated May 13th, 1904,
for land described in Exhibit 54A.

Plaintiff's Exhibits Nos. 159A to 159E.**Plaintiff's Exhibit No. 159A.**

Newspaper article, set out on page 2763 of Record.

Plaintiff's Exhibit No. 159B.

Newspaper article, set out on pages 2764 and
2765 of Record.

Plaintiff's Exhibit No. 159C.

Newspaper article transcribed into Record, page
2766.

Plaintiff's Exhibit No. 159D.

Newspaper article, set out on pages 2768 and 2769
of Record.

Plaintiff's Exhibit No. 159E.

Newspaper article, transcribed on pages 2770 and
2771 of Record.

Plaintiff's Exhibits No. 161.

JOHN J. PAWLEY: Residence, Boise, Idaho;
occupation, lumberman.

Sworn Statement, No. 994, dated and filed Aug. 11th, 1903, for entry of East One-half of the Southeast Quarter Section 32 and West One-half of the Southwest Quarter, Section 33, Tp. 6 North of Range 8 East, B. M.

Notice for Publication; witnesses for Final Proof, Hiram Maynard, Samuel E. Vance, John E. Hobbs, Benjamin R. Allen.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of John J. Pawley, at final proof, dated November 10th, 1903.

ANSWERS Given by John J. Pawley, to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I earned the money and brought it with me to Idaho in 1900.

Answer to Ques. 18: No, I deposited with O. S. L. local cashier.

Testimony of witness, Hiram Maynard, on final proof.

Cross-examination of witness, Hiram Maynard, on final proof.

Testimony of witness, Samuel E. Vance, on final proof.

Cross-examination of witness, Samuel E. Vance, on final proof.

Receiver's receipt, No. 2696, Nov. 10, 1903.

Final Certificate No. 2696, Nov. 10, 1903.

Certified Copy Declaration of Intention of John J. Pawley to become a citizen.

Deed of John J. Pawley, to Horace S. Rand, dated Nov. 21st, 1903; consideration, \$800; acknowledged before John M. Haines, Notary Public and filed for record July 1st, at the request of W. E. Borah. Conveys land described in Sworn Statement Exhibit No. 161.

Patent, dated Sept. 9th, 1904, to John J. Pawley for land described in Sworn Statement of Exhibit No. 161.

Plaintiff's Exhibits No. 162.

WM. F. ROBERTS: Residence, of Boise, Idaho; occupation, stone-cutter.

Sworn Statement No. 307, dated Dec. 24, 1901, for entry of Northwest Quarter of Section 25, Tp. 7 North of Range 5 East, B. M.

Notice for Publication; witnesses for final proof, Charles Wilmot, James Baker, Arthur Brookhart, Martin Stephenson.

Affidavit of Publication.

Non-Mineral Affidavit.

Affidavit of William F. Roberts, in re postponement date of making final proof.

“DEPARTMENT OF THE INTERIOR.

United States Land Office.

Boise, Idaho, March 20, 1902.

William F. Roberts, being first duly sworn, deposes and says that he is the identical William F. Roberts who made Timber and Stone Sworn Statement No. 307, at this office December 24, 1901, for NW. $\frac{1}{4}$ Sec. 25, Tp. 7 N., R. 5 E.; that he was unable to appear and make proof on the 14th day of March,

1902, the day advertised for proof on said Sworn Statement, because the money with which he expected to make payment for said land was loaned out, and he *could secure* it on said 14th day of March, or before this 20th day of March, 1902.

WILLIAM F. ROBERTS.

Subscribed and sworn to before me this 20th day of March, 1902.

EDWARD E. GARRETT,

Receiver."

Certificate of Register and Receiver, in re postponement of William F. Roberts, date of making proof.

Testimony of William F. Roberts, on final proof, dated March 20, 1902.

ANSWERS of William F. Roberts, to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: Yes, sir; Yes, sir.

Answer to Ques. 17: Got it by working and saving it up for the last three or four years, herding sheep, etc.; part about 3 years; had some, about \$300, for about 3 years, some since yesterday.

Answer to Ques. 18: No, sir, except \$50 or \$60 that I had in the Capital State Bank.

Testimony of witness, Arthur E. Brookhart, at final proof.

Cross-examination of witness, Arthur E. Brookhart, on final proof.

Testimony of witness, James O. Baker, on final proof.

Cross-examination of witness, James O. Baker, on final proof.

Affidavit of witness, Arthur E. Brookhart, correcting name.

Receiver's Receipt No. 1947, dated July 18th, 1902.

Final Certificate No. 1947, dated July 18th, 1902,

Certificate of Register and Receiver, in re discrepancy between dates.

Report of Register and Receiver in re entry of William F. Roberts.

Deed from William F. Roberts, to A. E. Palmer dated March 17th, 1903; consideration \$1000; acknowledged before L. M. Pritchard, Notary Public; filed for record at the request of W. E. Borah, June 29, 1903. Conveys land described in Sworn Statement, Exhibit No. 162.

Patent dated Feb. 1st, 1904, to William F. Roberts, for land described in Exhibit No. 162, Sworn Statement.

Plaintiff's Exhibits No. 163.

HENRY RICS: Residence, Boise, Idaho; occupation, miner.

Sworn Statement No. 314 dated Dec. 26, 1901, for entry of the East One-half of Southwest Quarter and lots 6 and 7, Section 6, Tp. 7 North of Range 6 East, Boise Meridian.

Notice for Publication; witnesses for final proof, John I. Wells, Patrick H. Downs, Mary Willis, and William J. Wills.

Affidavit of Publication.

Non-Mineral Affidavit.

Testimony of Henry Rics, at Final Proof, dated March, 28, 1902.

ANSWERS of Henry Rics, to Questions, 16, 17 and

18, on Cross-examination at Final Proof.

Answer to Ques. 16: Yes; Yes.

Answer to Ques. 17: I loaned it to a friend. I just took it out of the Capital State Bank this morning. I got money all the time.

Answer to Ques. 18: Sometimes in Capital State Bank, and sometimes in Boise City National Bank.

Testimony of witness, John I. Wells, at final proof.

Cross-examination of witness, John I. Wells, at final proof.

Testimony of Patrick H. Downs, witness, at final proof.

Cross-examination of witness, Patrick H. Downs, at final proof.

Affidavit of Henry Rics, in re postponement date of making final proof.

Certificate of Register and Receiver, in re postponement of making final proof.

Certificate of Register and Receiver, in re discrepancy between date of proof and Receiver's Receipt and Register's Certificate.

Receiver's Receipt No. 1988, dated Aug. 1st, 1902.

Final Certificate No. 1988, dated Aug. 1st, 1902.

Deed from Henry Rics to A. E. Palmer, dated March 19, 1903; consideration \$1,000.00; acknowledged before L. M. Pritchard, Notary Public, and filed for record July 10th, 1903, at the request of W. E. Borah. Conveys land described in Sworn Statement, Exhibit No. 163.

Declaration of Intention of Henry Rics, to become a citizen of the United States.

Patent to Henry Rics, dated Feb. 1st, 1904, for

land described in Exhibit embraced in Sworn Statement, Plaintiff's Exhibit No. 163.

Plaintiff's Exhibits No. 164.

JOHN W. ROSE: Residence, Boise, Idaho; occupation, sheepman.

Sworn Statement No. 592, dated and filed Sept. 16th, 1902, for entry of Lots 1 and 2, and the South One-half of the Northeast Quarter of Section 1, Tp. 6 North of Range 7 East.

Notice for Publication; witnesses for final proof, Andrew Hanson, Frank R. McDonald, Thos. S. Thompson, and Patrick H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of John W. Rose, on final proof, dated January 23rd, 1903.

ANSWERS of John W. Rose, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I have earned the money working with sheep.

Answer to Ques. 18: I have had deposit during part of past six months with First National Bank, Boise, Idaho.

Testimony of witness, Frank R. McDonald, on final proof.

Cross-examination of witness, Frank R. McDonald, at final proof.

Testimony of witness, Andrew Hanson, on final proof.

Cross-examination of witness, Andrew Hanson, on final proof.

Affidavit of John W. Rose in re postponement
date of making final proof.

“UNITED STATES LAND OFFICE.

Boise, Idaho, January 23, 1903.

John W. Rose, being first duly sworn, deposes and
says:

That he is the identical person who made timber
and stone sworn Statement #592, at this office on
September 16, 1902, for the purchase of Lots 1 and
2, S. 1/2 NE. 1/4, Sec. 1, Tp. 6 N., R. 7 E., B. M. and
who advertised to offer proof therefor at this office
on the 14th day of January, 1903; that he was unable
to offer such proof on said date for the reason that
he could not collect the money due him as camp
tender for M. E. Pratt & Co., at that time, and hence
did not appear until this date.

JOHN W. ROSE.

Subscribed and sworn to before me this 23d day
of January, 1903.

EDWARD E. GARRETT,

Receiver.”

Receiver's Receipt No. 2275, dated Jan. 23d, 1903.

Final Certificate No. 2275, dated Jan. 23d, 1903.

Deed from John W. Rose, to A. E. Palmer, dated
Feb. 6th, 1903; consideration \$950.00; acknowledged
before Walter S. Walker, Notary Public, filed for
record July 1st, 1904, at the request of W. E. Borah.
Conveys land described in Sworn Statement of Ex-
hibit No. 164.

Patent dated March 24th, 1904, to John W. Rose,
for land described in Exhibit No. 164.

Plaintiff's Exhibits No. 165.

GUSTAVE H. ROTHINE: Residence, Boise, Idaho; occupation, trained nurse.

Sworn Statement No. 279, dated Nov. 26, 1901, for entry of South One-half of the Southwest Quarter and South One-half of the Southeast Quarter, of Section 5, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Henry F. Benedix, Charles A. Walker, Patrick H. Downs and John I. Wells.

Non-mineral Affidavit.

Testimony of Gustave H. Rothine, at final proof, dated Feb. 14, 1902.

ANSWERS Given by Gustave H. Rothine, on Cross-examination, at Final Proof, to Questions 16, 17 and 18.

Answer to Question 16: Yes, sir. Yes, sir.

Answer to Question 17: I have saved it up from my earnings, six months have had it all, some for about six years.

Answer to Question 18: No, sir. I keep my money myself.

Testimony of witness, Henry F. Benedix, on final proof.

Cross-examination of witness, Henry F. Benedix, on final proof.

Testimony of witness, Charles A. Walker, on final proof.

Cross-examination of witness, Charles A. Walker, on final proof.

Receiver's Receipt, No. 1920, dated July 14th, 1902.

Final Certificate, No. 1920, dated July 14th, 1902.

Certificate of Citizenship of Gustave H. Rothine.

Report of Register and Receiver, in re entry of Gustave H. Rothine.

Deed from Gustave H. Rothine, to A. E. Palmer, dated July 14th, 1902; consideration \$1.000.00; acknowledged before L. M. Pritchard, Notary Public, and filed at the request of W. E. Borah, July 29, 1903, for record. Conveys land described in Sworn Statement of Exhibit No. 165.

Patent to Gustave H. Rothine, dated Jan. 28th, 1904, for land embraced in Sworn Statement, Exhibits Nos. 165.

Plaintiff's Exhibits No. 166.

DAVID G. THOMPSON: Residence, Boise, Idaho; occupation, barber.

Sworn statement, No. 681, dated and filed, Nov. 5th, 1902, for entry of Southeast Quarter of Section 26, Tp. 8 North of Range 5 East, Boise Meridian.

Notice for Publication; witness, for final proof, Wm. H. Humphrey, Sherman B. Thompson, George S. Warren, James O'Brien.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of David G. Thompson, at Final Proof, dated Feb. 25, 1903.

ANSWERS Given by David G. Thompson, at final proof, to Questions 16, 17 and 18, on Cross-examination.

Answer to Question 16: Yes, sir. Yes, sir.

Answer to Question 17: I earned the greater

portion of it and borrowed the rest of my brother S. B. Thompson I borrowed \$150. I gave no security. Been saving for several years.

Answer to Question 18: No, sir. Have kept money in my own possession.

Testimony of witness, Wm. H. Humphrey, at final proof.

Cross-examination of witness, Wm. H. Humphrey, at final proof.

Testimony of James O'Brien, witness, on final proof.

Cross-examination of James O'Brien, witness, on final proof.

Receiver's Receipt No. 2324, dated Feb. 25th, 1903.

Final Certificate No. 2324, dated Feb. 25th, 1903.

Deed from David G. Thompson, to A. E. Palmer, dated March 6th, 1903; consideration \$1,000.00; acknowledged before L. M. Pritchard, and filed for record, June 27th, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement of Exhibit No. 166.

Patent dated July 2nd, 1904, for land described in Sworn Statement Exhibit No. 166, to David G. Thompson.

Plaintiff's Exhibits No. 167.

CHARLES A. WALKER: Residence, Boise, Ida.; occupation, trained nurse.

Sworn Statement No. 286, dated and filed Dec. 7, 1901, for entry of North One-half of the Northwest Quarter, and North One-half of the Northeast

Quarter, Section 8, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Henry F. Benedix, Gustave H. Rothine, Patrick H. Downs and John I. Wells.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Charles A. Walker, at final proof, dated Feb. 20, 1902.

ANSWERS Given by Charles A. Walker, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Question 16. Yes, sir. Yes, sir.

Answer to Question 17. I have saved it during the last six or seven years from my earnings about 8 or 9 months or over.

Answer to Question 18. Yes, sir. In the National Bank at Fergus Falls, and have had some in the Capital State Bank at Boise.

Testimony of witness, Gustave H. Rothine, at final proof.

Cross-examination of witness, Gustave H. Rothine, at final proof.

Testimony of witness, Henry F. Benedix, at final proof.

Cross-examination of witness, Henry F. Benedix, at final proof.

Receiver's Receipt, No. 1949, July 18, 1902.

Final Certificate No. 1949, dated July 18, 1902.

Report of Register and Receiver, in re entry of Charles A. Walker.

Certificate of Register and Receiver, in re dis-

crepancy between date of proof, and Register's Certificate.

Deed from Charles A. Walker, to A. E. Palmer; dated August 12th, 1902; consideration \$800.00; acknowledged before Joseph M. Healy, Notary Public, filed for record Feb. 25th, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement of Exhibit No. 167.

Patent dated Feb. 1st, 1904, to Charles A. Walker. For land described in Sworn Statement, embraced in Exhibits Nos. 167.

Plaintiff's Exhibits No. 168.

JOHN W. WILLIAMS: Residence, Boise, Ida.; occupation, carpenter.

Sworn Statement No. 368, dated and filed Feb. 29, 1902, for entry of South One-half of the Southwest Quarter of Section 23, and South One-half of the Southeast Quarter of Section 22, Tp. 7 North of Range 5 E., B. M.

Notice for Publication; witnesses for final proof, Henry Humphrey, Patrick H. Downs, Roy Dye, Gertrude Lewin.

Non-mineral Affidavit.

Testimony of John W. Williams, on final proof, dated July 17th, 1902.

ANSWERS Given by John W. Williams, on Final Proof.

Answer to Question 16. Yes, sir. Yes, sir.

Answer to Question 17. It is money I have been saving up from work, I have had part—\$200 when I came here. \$100.50 of it I got about two weeks ago from Minn. money that was owing to me. The

balance I have saved up working here. I saved on an average about \$30 to \$40.

Answer to Question 18. No, sir. Keep my money in my own possession.

Affidavit of Publication.

Testimony of witness, Henry Humphrey, on final proof.

Testimony of witness, Roy Dye, on final proof.

Receiver's Receipt No. 1934, dated July 17, 1902.

Final Certificate No. 1934, dated July 17, 1902.

Deed from John W. Williams, to A. E. Palmer, dated July 18, 1902; consideration \$1,000; acknowledged before L. M. Pritchard, N. P., and filed for record June 27, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement of Exhibit No. 168.

Plaintiff's Exhibit No. 169.

GEORGE S. WARREN: Residence, Boise, Idaho; occupation, grocer.

Sworn Statement 500, dated Aug. 11th, 1902, for entry of East One-half of the Northwest Quarter and East One-half of the Southwest Quarter, Section 32, Tp. 6 North of Range 6 East. Boise Meridian.

Notice for Publication; witnesses for final proof, Robert E. Heel, Albert B. Ewing, Wm. H. Humphrey, and John I. Wells.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of George S. Warren, at final proof, dated November 11, 1902.

ANSWERS Given by George S. Warren to Ques-

tions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: Came from sale of property in Minnesota. Have had it a year, and a half.

Answer to Ques. 18: Yes, Capital State Bank, Boise, Idaho.

Cross-examination of George S. Warren by E. B. Caple, Special Agent, G. L. O.

“TIMBER AND STONE LANDS.

Cross-examination of Claimant in Connection with Direct Examination on Form 4—370.

Question 1. Are you an actual bona fide citizen of this State? Yes, sir.

Question 2. Are you married or single? Married.

Question 3. Where did you reside prior to becoming a resident of this state, and what was your occupation? Minn. I kept grocery, meat market.

Question 4. How long have you been an actual resident of this state, and where have you lived during all of this time? Since 27 June, 1902, Boise, Idaho.

Question 5. What has been your occupation during the past year, and where and by whom have you been employed, and at what compensation? Not able to work.

Question 6. How did you first learn about this particular tract of land, and that it would be a good investment to buy it? I did not know anything about this particular tract till the cruiser took me on it.

Question 7. Did you pay or agree to pay anything for this information ? If so, to whom, and the amount? I agreed to pay Pat Downs \$25.00 for locating me.

Question 8. Have you made a personal examination of each smallest subdivision of said land? If so, state when and under what circumstances and with whom? Yes, sir, with Pat Downs.

Question 9. How did you identify said land? Describe it fully? I saw a big witness tree, and Pat Downs said it was a corner tree, then he took me over the land and showed it to me.

Question 10. How many thousand feet, board measure, of lumber did you estimate that there is on this entire tract, and what is the stumpage value of same? 2,000,000 ft.

Question 11. Are you practical lumberman or woodsman? If not, how did you arrive at your estimate of the quantity and value of the lumber on hand. No, sir, all I know about it, is what Pat Downs told me about it.

Question 12. What do you expect to do with this land and the lumber on it when you get title to it? I expected to sell it when I got a chance, and I did sell it for \$700.00. A. E. Palmer in April, 1903.

Question 13. Did you know of any capitalist or company which was offering to purchase timber land in the vicinity of this entry? If so, who are they, and how did you know of them? I did not at the time I took it.

Question 14. Has any person offered to purchase this land after you acquired title? If so, who, and for what amount? No, sir.

Question 15. Where is the nearest and best market for the timber on this land at the present time? Boise, Idaho.

Question 16. Did you pay, out of your own individual funds, all the expenses in connection with making this filing, and do you expect to pay for the land with your own money? I did.

Question 17. Where did you get the money with which to pay for this land, and how long have you had same in your actual possession? I sold property in Minn. before I came out here, and brought money along with me.

Question 18. Have you kept a bank account during the past six months, and if so, where? No, sir.

GEORGE S. WARREN.

Subscribed and sworn to before me this 6th day of Mar., 1904.

E. B. CAPLE,

Special Agent, G. L. O."

Testimony of witness, Albert B. Ewing, on final proof.

Testimony of witness, Robert E. Heel, on final proof.

Receiver's Receipt, No. 2160, Nov. 11, 1902.

Final Certificate No. 2160, Nov. 11, 1902.

Deed from George S. Warren and wife, dated March 23, 1903, to A. E. Palmer; consideration, \$925.00; acknowledged before L. M. Pritchard, N. P., and filed for record at the request of W. E. Borah, Oct. 5th, 1903. Conveys land described in Sworn Statement of Exhibit No. 169.

AFFIDAVIT OF GEORGE S. WARREN, IN
RE ENTRY OF LAND GIVEN BEFORE E. E.
CAPLE, SPECIAL AGT. G. L. O.

“State of Idaho,
County of Ada,—ss.

George S. Warren, being first duly sworn according to law, deposes and says: that his residence and postoffice address is Boise, Idaho; that he is a citizen of the United States; that he is the identical person who made timber and stone cash entry #2160 for the E. $\frac{1}{2}$ NW. $\frac{1}{4}$ and E. $\frac{1}{2}$, SW. $\frac{1}{4}$, Sec. 32, Tp. 6 N., R. 6 E. B. M.

That he made final proof on said entry, Nov. 11, 1902; that he paid Patrick Downs Twenty-five dollars to locate him on claim; that while he had conversed with Patrick Downs in reference to selling his land, he did not enter into an agreement, either express or implied, to sell the land embraced by his entry, or any interest therein, prior to the time he made proof on his filing; that he made said entry of said land, for his own use and benefit, and not at the instance or in the interest of a party or parties other than himself; that he did not prior to the time he made proof on the said entry, make an agreement of any nature to sell the said entry or the timber thereon or any interest therein.

That at the time he made said entry of said land, he was in possession of sufficient money to pay the purchase price of said land, and that he did use said money belonging to himself to pay for said land.

That he sold said land in April, 1903, to L. M.

Pritchard, Agent for A. E. Palmer of Spokane, Wash., for the sum of Seven Hundred Dollars (\$700.00).

GEORGE S. WARREN.

Subscribed and sworn to before me this 5th day of Mar. 1904.

E. B. CAPLE,

Special Agent, G. L. O."

Affidavit of Albert Ewing, in re entry of George S. Warren.

Report of E. E. Caple, Special Agt. G. L. O. to Commissioner, G. L. O., in re entry of George S. Warren.

Letter of Harry J. Syms, Register, to Commissioner G. L. O., dated April 16th, 1904.

Letter of W. A. Richards, Commissioner, G. L. O., to Register and Receiver, Boise, Idaho, dated April 11, 1904.

Patent dated July 2, 1904, to George S. Warren, for land described in Sworn Statement embraced in Exhibit No. 169.

Plaintiff's Exhibits No. 170.

ELIZABETH WILLHITE: Residence, Boise, Idaho; occupation, housekeeper.

Sworn Statement No. 626, dated and filed Sept. 24, 1902, for entry of Northeast Quarter of Section 31, Tp. 7 North of Range 8 East, Boise Meridian.

Notice for Publication; witnesses for final proof, John Payne, Maud Payne, Patrick H. Downs, Aaron Ownbey.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Elizabeth Willhite, on final proof, dated January 27th, 1903.

ANSWERS Given by Elizabeth Willhite, on Final Proof, Cross-examination, to Questions 16, 17 and 18.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I earned the money keeping boarders. Have had it a few months, do not know exactly.

Answer to Ques. 18: No.

Testimony of witness, John Payne, on final proof.

Cross-examination of witness, John Payne, on final proof.

Testimony of witness, Maud Payne, on final proof.

Cross-examination of witness, Maud Payne, on final proof.

Receiver's Receipt, No. 2282, dated Jan. 27, 1903.

Final Certificate No. 2282, dated Jan. 27, 1903.

Letter from Commissioner, G. L. O. to Register, Boise L. O., dated March 12, 1904.

Patent dated May 24, 1904, to Elizabeth Willhite, for land described in Sworn Statement, embraced in Exhibits Nos. 170.

Plaintiff's Exhibits Nos. 171.

GENERAL F. WILLHITE: Residence, Boise, Ida.; occupation, miner.

Sworn Statement, No. 625, dated and filed Sept. 24, 1902, for entry of Southwest Quarter of Section 32, Tp. 7 North of Range 8 East, B. M.

Notice for Publication; witnesses for final proof,

John Payne, Aaron Ownbey, Maude Payne, and Patrick H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of General F. Willhite, at final proof.
Dated Jan. 27, 1903.

ANSWERS Given by General F. Willhite, to Questions 16, 17, and 18, on Cross-examination, at Final Proof.

Answer to Question 16: Yes.

Answer to Question 17: I earned the money in my business as agent. Have had this amount 6 months.

Answer to Question 18: No.

Testimony of witness, John Payne, on final proof.

Cross-examination of witness, John Payne, on final proof.

Testimony of witness, Maude Payne, on final proof.

Cross-examination of witness, Maude Payne, on final proof.

Receiver's Receipt, No. 2281, dated and filed Jan. 27, 1903.

Final Certificate No. 2281, dated and filed Jan. 27, 1903.

Deed from General F. Willhite and Elizabeth Willhite to Horace S. Rand, dated Feb. 14, 1903; consideration, \$1600.00; acknowledged before L. M. Pritchard, N. P. Conveyed land in sworn statement of General F. Willhite, Exhibit No. 171, and Elizabeth Willhite, No. 170, filed for record June

23, 1904, at the request of W. E. Borah.

Patent May 24, 1904, to General F. Willhite, for land described in Exhibit No. 171, Sworn Statement.

Plaintiff's Exhibits No. 172.

WILBERT F. WILMOT: Residence, Boise, Ida.; occupation, farmer.

Sworn Statement No. 308, dated and filed Dec. 26th, 1901, for entry of Lots 3, 4 and 5, and Southeast Quarter of Northwest Quarter, of Section 6, Tp. 7 North of Range 6 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Henry Rice, William J. Willis, Alex J. Rowan and Charles M. Wilmot.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Wilbert F. Wilmot, on final proof. Dated March 19, 1902.

ANSWERS Given by Wilbert F. Wilmot, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Question 16: I did, sir. I do.

Answer to Question 17: I sold my ranch at Meridian last Aug. Since Aug. 1901, and longer.

Answer to Question 18: Yes, sir. First National Bank of Idaho, at Boise.

Testimony of witnesses, William J. Willis, on final proof.

Cross-examination of witness, William J. Willis, on final proof.

Testimony of witness, Henry Rice, on final proof.

Cross-examination of witness, Henry Ries, on final proof.

Affidavit of Henry Ries, and Wilbert F. Wilmot, correcting spelling of name of Henry Ries.

Certificate of Register and Receiver, in re discrepancy between date of proof and Register's Certificate.

Receiver's Receipt No. 1943, dated July 18, 1902.

Final Certificate, No. 1943, dated July 18, 1902.

Deed from Wilbert F. Wilmot and wife to A. E. Palmer, dated June 24th, 1903; consideration \$1,000.00; acknowledged before L. M. Pritchard, N. P., and filed for record at the request of W. E. Borah, Feb. 29, 1904. Conveys land described in Sworn Statement of Exhibit No. 172.

Patent dated Jan. 28th, 1904, to Wilbert F. Wilmot for land described in Sworn Statement Exhibit 172.

Plaintiff's Exhibits No. 173.

LENA D. WILSON: Residence, Boise, Idaho; occupation, school teacher.

Sworn Statement No. 646, dated and filed Oct. 2, 1902, for entry of Southeast Quarter of Section 32, Tp. 7 North of Range 8 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Sonora A. Joplin, Andrew F. Joplin, Patrick H. Downs, and Walter L. Wilson.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony Lena D. Wilson, on final proof. Dated March 20th, 1903.

ANSWERS Given by Lena D. Wilson on Cross-examination at Final Proof, to Questions 16, 17 and 18.

Answer to Question 16: Yes. I do.

Answer to Question 17: I sold three lots in Payette and got \$1000 and part teaching. Service Feb. 1902.

Answer to Question 18: Not regular. Some business with Capital State Bank, Boise.

Testimony of witness Sonora A. Joplin on final proof.

Cross-examination of witness, Sonora A. Joplin, on final proof.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Receiver's Receipt No. 2353, dated March 20, 1903.

Final Certificate No. 2353, dated March 20, 1903.
Non-alienation Affidavit.

“UNITED STATES LAND OFFICE.

Boise, Idaho, March 20, 1903.

Lena D. Wilson, being first duly sworn, deposes and says:

That she is the identical person who made timber and stone sworn statement #646 in this office on October 2, 1903, for the purchase of the SE. 1/4 Sec. 32, Tp. 7 N., R. 8 E., B. M. and who advertised to offer proof therefor on March 20, 1903; that she is a married woman; that she purposes to purchase said land with her separate money,

in which her husband has no interest or claim; that said entry is made for her sole and separate use and benefit; that she has made no contract or agreement whereby any interest whatever therein will inure to the benefit of her husband or any other person, and that she has never made an entry under said act, or derived or had any interest whatever, directly or indirectly, in or from a former entry made by any person or association of persons.

LENA D. WILSON.

Subscribed and sworn to before me this 20th day of March, 1903.

EDWARD E. GARRETT,

Receiver."

Deed from Walter L. Wilson and Lena D. Wilson, to Horace S. Rand, dated March 26, 1903; consideration \$1700.00; acknowledged before L. M. Pritchard, N. P., and conveying lands embraced in entries Exhibits No. 173 and No. 174. Filed for record July 1st, 1904, at the request of W. E. Borah, of Boise Meridian.

Patent Aug. 23d, 1904, to Lena D. Wilson, for land embraced in Sworn Statement Exhibit No. 173, of Boise Meridian.

Plaintiff's Exhibits No. 174.

WALTER L. WILSON: Residence, Boise, Ida.; occupation, teamster.

Sworn Statement No. 647, dated and filed Oct. 2, 1902, for entry of Lot 1 and 2 and East One-half of the Northwest Quarter of Section 31, Tp. 7 North of Range 8 East.

Notice for Publication; witnesses for final proof,

Andrew F. Joplin, Patrick H. Downs, Sonora A. Joplin, and Lena D. Wilson.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Walter L. Wilson, on final proof.
Dated March 20th, 1903.

ANSWERS Given by Walter L. Wilson, on Final
Proof, to Questions 16, 17 and 18, on Cross-examination.

Answer to Question 16: Yes, sir. Yes, sir.

Answer to Question 17: From my business. Several years.

Answer to Question 18: Yes, with Capital State Bank.

Testimony of witness, Sonora A. Joplin, on final proof.

Cross-examination of witness, Sonora A. Joplin, on final proof.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Receiver's Receipt No. 2354, dated March 20, 1903.

Final Certificate No. 2354, dated March 20, 1903.

Patent dated June 10th, 1904, to Walter L. Wilson, for land described in Sworn Statement of Exhibit No. 174, all of Boise Meridian.

Plaintiff's Exhibits No. 175.

DANIEL P. WOODMORE: Residence, Boise, Idaho; occupation, miner.

Sworn Statement No. 337, dated and filed March

24th, 1902, for entry of Southeast Quarter of Section 35, Tp. 7 North of Range 5 East, Boise Meridian.

Affidavit Non-mineral.

Notice for Publication, witnesses for final proof, George Gibson, Clifford Gibson, N. H. Young, Spencer Woodmore.

Affidavit of Publication.

Testimony of Daniel P. Woodmore, at final proof, dated June 17, 1902.

ANSWERS of Daniel P. Woodmore, to Questions 16, 17, and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: Yes, sir. Yes, sir.

Answer to Ques. 17: Savings from my earnings. Since before I filed.

Answer to Ques. 18: Yes, sir, the Capital State Bank.

Testimony of Clifford Gibson, on final proof.

Cross-examination of Clifford Gibson, on final proof.

Testimony of George Gibson, on final proof, witness.

Cross-examination of George Gibson, on final proof, witness.

Receiver's Receipt, No. 1871, dated June 17, 1902.

Final Certificate No. 1871, dated June 17, 1902.

Deed Daniel P. Woodmore to A. E. Palmer, dated March 23d, 1903; consideration \$1,000.00; acknowledged before L. M. Pritchard, N. P., and filed for record July 10th, 1903, at the request of W. E. Borah. Conveys land described in Sworn State-

ment of Exhibit No. 175.

Patent dated Jan. 28th, 1904, to Daniel P. Woodmore, for land described in Sworn Statement of Exhibit No. 175.

Plaintiff's Exhibits No. 176.

GEORGE M. YORK: Residence, Boise, Idaho; occupation laborer and teamster.

Sworn Statement No. 805, dated and filed April 22, 1903, for entry of lots 1, 2, 3 and 4, section 30, Tp. 7 North of Range 8 East, B. M.

Notice for Publication; witnesses for final proof, Frank Weasel, George Butler, Walter Joplin, Edward Bush.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of George M. York, at final proof, dated July 20, 1903.

ANSWERS Given by George M. York on Cross-examination at Final Proof, to Questions 16, 17 and 18.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: I borrowed \$250 from Geo. Butler and gave him notes to me from other parties; I earned the balance, have had it for two weeks.

Answer to Ques. 18: No.

Testimony of witness, George Butler, at final proof.

Cross-examination of witness, George Butler at final proof.

Testimony of witness, Edward Bush, at final proof.

Cross-examination of witness, Edward Bush, at final proof.

Receiver's Receipt, No. 2480, dated July 20, 1903.

Final Certificate No. 2480, dated July 20, 1903.

Affidavit in U. S. Land Office, Boise, by Edgar E. Bush, correcting spelling of name.

Affidavit in U. S. L. O., Boise, by George M. York, in re correct spelling of name of Edgar E. Bush, witness.

(Above affidavits taken before Edward E. Garrett, Receiver.)

Affidavit of George M. York, in re postponement date of making final proof.

“UNITED STATES LAND OFFICE.

Boise, Idaho, July 20, 1903.

George M. York, being first duly sworn, deposes and says:—

That he is the identical person who made timber and stone sworn statement #805 at the Boise, Idaho, Land Office on the 22d of April, 1903, for the lots 1, 2, 3, and 4, Sec. 30, T. 7 N., R. 8 E., B. M., and who advertised to offer proof therefor on the 13th day of July, 1903; that the reason he did not offer proof on said date or until this date was because he did not have the money.

GEORGE M. YORK.

Subscribed and sworn to before me this 20th day of July, 1903.”

Deed from George M. York to Horace S. Rand, dated July 31st, 1903; consideration \$1000.00, acknowledged before L. M. Pritchard, N. P. and filed for record July 1st, 1904, at the request of W. E.

Borah. Conveys land described in Sworn Statement Exhibit No. 176.

Patent dated July 26, 1904, to George M. York, for land described in Sworn Statement of Exhibit 176.

Plaintiff's Exhibits Nos. 177.

HARRISON OWNBEY: Residence, Halfway House, Boise County, Idaho; farmer.

Sworn Statement No. 543, dated and filed Aug. 30th, 1902, for entry Southwest quarter of Section 13, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Jackson Ownbey, James Ownbey, Mary E. Ownbey, and Patrick H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Harrison Ownbey, at final proof, dated December 11th, 1902.

ANSWERS Given by Harrison Ownbey, to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I had half of it in my possession which I earned during the past two years. The balance I borrowed from my brother, Jackson Ownbey.

Answer to Ques. 18: No.

Testimony of witness, Patrick H. Downs, at final proof.

Testimony of witness, James Ownbey at final proof.

Receiver's Receipt No. 2210, dated Dec. 11, 1902.

Final Certificate No. 2210, dated Dec. 11, 1902.

Deed from Harrison Ownbey and wife to Horace S. Rand, dated Feb. 19, 1903, consideration \$800.00, acknowledged before J. P. Price, N. P., and filed for record June 23d, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement Exhibit No. 177.

Patent dated May 13, 1904, to Harrison Ownbey for land described in Sworn Statement in Exhibit No. 177.

Plaintiff's Exhibits No. 178.

JAMES OWNBEY: Residence, Halfway House, Boise County, Idaho; occupation, farmer.

Sworn Statement No. 542, dated and filed Aug. 30, 1902, for entry of Northeast Quarter of Section 13, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Jackson Ownbey, Harrison Ownbey, Mary E. Ownbey and Patrick H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of James Ownbey, at final proof, dated December 11, 1902.

ANSWERS Given by James Ownbey, at Final Proof, on Cross-examination, to Questions 16, 17 and 18.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: My sons furnished the money.

Answer to Ques. 18: No.

Additional Examination of James Ownbey, by Receiver at final proof.

Testimony of witness, Patrick H. Downs, on final proof.

Testimony of witness, Harrison Ownbey, on final proof.

Receiver's Receipt, No. 2211, Dec. 11, 1902.

Final Certificate No. 2211, Dec. 11, 1902.

Deed from James Ownbey to Horace S. Rand, dated Feb. 11, 1903, for consideration of \$950.00; acknowledged before Walter S. Walker, Notary Public, and filed for record June 23d, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement Exhibit No. 178.

Patent dated May 13th, 1904, to James Ownbey, for land described in Sworn Statement of Exhibit No. 178.

Plaintiff's Exhibits No. 179.

JENS OLSEN: Residence. Boise, Idaho; occupation, carpenter.

Sworn Statement No. 521, dated and filed Aug. 27th, 1902, for entry of Southeast Quarter of Section 25, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof, John Christenson, Howard Elliott. Emma Elliott, and Wm. Humphrey.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Jens Olsen, on final proof, dated November 21st, 1902.

ANSWERS Given by Jens Olsen, to Questions 16, 17 and 18 on Cross-examination at final proof.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I earned the money working as a carpenter. Earned during the last year.

Answer to Ques. 18: No.

Additional Cross-examination of Jens Olsen, by Receiver.

Affidavit of Jens Olsen, correcting spelling of name, and of in re postponement of date of making final proof.

Testimony of witness, Wm. Humphrey, on final proof.

Testimony of witness John Christenson, on final proof.

Receiver's Receipt, No. 2176, dated Nov. 21, 1902.

Final Certificate No. 2176, dated Nov. 21, 1902.

Informal report of L. L. Sharp, Special Agt. G. L. O. to Commissioner G. L. O. in re entry of Jens Olsen.

Certified Copy Certificate of citizenship of Jens Olsen.

Deed Dec. 6th, 1902, from Jens Olsen to A. E. Palmer, consideration \$800.00; acknowledged before Wm. R. Prinn, N. P., and filed for record July 1st, 190—, at the request of W. E. Borah. Conveys land described in Exhibit No. 179 Sworn Statement.

Patent dated Feb. 10th, 1905, to Jens Olsen for land described in Sworn Statement of Exhibit 179.

Plaintiff's Exhibits No. 180.

WILLIAM F. NOBLE: Residence, Boise, Idaho; occupation, miner.

(1902).

Sworn Statement No. 627, dated and filed Sept. 25th, 1902, for entry of Northeast Quarter of Section 21, Tp. 7 North of Range 8 East, Boise Meridian.

Notice for Publication; witnesses for final proof, George W. Butler, Walter Joplin, John I. Wells, Patrick H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Wm. F. Noble, at final proof, dated Jan. 29th, 1903.

ANSWERS Given by Wm. F. Noble, at Final Proof, to Questions 16, 17, and 18 on Cross-examination.

Answer to Question 16: Yes.

Answer to Question 17: I made the money mining. Have had same in my possession 4 years.

Answer to Question 18: Yes, First National Bank, Boise, deposited by my mother.

Testimony of witness, John I. Wells, at final proof.

Cross-examination of witness, John I. Wells, at final proof.

Testimony of witness, George W. Butler, at final proof.

Cross-examination of witness, George W. Butler, at final proof.

Receiver's Receipt No. 2287, dated Jan. 29, 1903.

Final Certificate No. 2287, dated Jan. 29, 1902.

Deed of William F. Noble, to Horace S. Rand, dated Feb. 13th, 1903, consideration \$900.00 acknowledged before L. M. Pritchard, N. P., and filed for record at the request of W. E. Borah June 23d, 1904. Conveys land described in Sworn Statement, Exhibit No. 180.

Patent to William F. Noble, dated March 24,

1904, for land described in Sworn Statement Ex. No. 180.

Plaintiff's Exhibits No. 181.

FRANK B. KICKERSON: Residence, Garden City, Minnesota; occupation, farmer.

Sworn Statement No. 241, dated and filed October 19th, 1901, for entry of East One-half of the Northwest Quarter, Northwest Quarter of Northeast Quarter, and Lot 1, of Section 30, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication, witnesses for final proof, Patrick H. Downs, William F. Snow, Henry A. Snow and Nellie J. Thompson.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Frank B. Nickerson, on final proof, dated Jan. 7, 1902.

ANSWERS of Frank B. Nickerson, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Question 16: Yes, Yes.

Answer to Question 17: Through my previous operations, I own 160 acre farm near Garden City, Minn.

Answer to Question 18: No. Part of my funds I had loaned and part I got this last part from sale of farm products.

Testimony of Nellie J. Thompson, at final proof.

Cross-examination of Nellie J. Thompson, at final proof.

Testimony of witness, Patrick H. Downs, at final proof.

Cross-examination of witness, Patrick H. Downs, at final proof.

Certificate of Register and Receiver as to delay in issuing certificate and receipt.

Report of Register and Receiver, in re entry of Frank B. Nickerson.

Receiver's Receipt No. 1814, dated May 5th, 1902.

Final Certificate No. 1814, dated May 5th, 1902.

Deed from Frank B. Nickerson and wife to A. E. Palmer, dated June 3d, 1903; consideration \$800.00; acknowledged before C. H. John, N. P., for Blue Earth County, Minn., filed for record June 27th, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement Exhibit No. 181.

Patent dated Oct. 28th, 1902, to Frank B. Nickerson, for land described in Sworn Statement Ex. No. 181.

Plaintiff's Exhibits Nos. 182.

CHARLES NELSON: Residence, Boise, Idaho; occupation, blacksmith.

Sworn Statement 260, dated and filed Nov. 1st, 1901, for entry of the Northeast Quarter of Section 23, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Gustave Link, John I. Wells, Louisa B. West, John Keane.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Charles Nelson, at final proof. Dated Jan. 28th, 1902.

ANSWERS of Charles Nelson to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Question 16: I did, sir. Yes, sir.

Answer to Question 17: I worked for part of it, part of it I sold a $\frac{1}{3}$ interest in the "Louisa" and "Capital" mines at Atlanta about 3 or 4 months ago, me and my partner, Sean West. Some I have had for a year or so, some 3 or 4 months, and some since yesterday, I drew it for wages from my boss at Horseshoe Bend.

Answer to Question 18: No, sir, I have not. Kept it in my own possession.

Affidavit of Gustave Link and Charles Nelson, correcting name of Gustave Link.

Testimony of witness, Gustave Link, at final proof.

Cross-examination of witness, John I. Wells, at final proof.

Testimony of witness, John I. Wells, at final proof.

Cross-examination of witness, John I. Wells, at final proof.

Certificate of Receiver in re discrepancy between dates of Register's Certificate and date of final proof.

Declaration of Intention of Charles Nelson to become a citizen of the United States.

Receiver's Receipt No. 2011, dated Aug. 6th, 1902.

Final Certificate No. 2011, dated Aug. 6th, 1902.

Deed from Charles Nelson to A. E. Palmer, dated March 19th, 1903; consideration \$1,000.00; acknowledged before L. M. Pritchard, N. P., and filed for record at the request of W. E. Borah, July 10, 1903.

Conveys land described in Sworn Statement Exhibit No. 182.

Patent dated Feb. 1st, 1904, to Charles Nelson, for land described in Exhibit 182 Sworn Statement.

Plaintiff's Exhibits Nos. 183.

SAMUEL MARCUM: Residence, Boise, Idaho; occupation, farmer.

Sworn Statement No. 333, dated and filed March 22, 1902, for entry of South One-half of the Southeast Quarter of Section 7, and South One-half of the Southwest Quarter of Section 8, Tp. 6 North of Range 6 East, B. M.

Notice for Publication; witnesses for final proof, H. G. Allen, Joe Cox, Patrick Downs, E. A. Wil-mot.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Samuel Marcum, on final proof, dated June 12th, 1902.

Cross-examination of Samuel Marcum: Answers to Questions 16, 17 and 18 at Final Proof, on cross-examination.

Answer to Ques. 16: Yes, sir. Yes, sir.

Answer to Ques. 17: Savings from my earnings; most of it for a year, had \$300.00 in money a year ago, and some horses (3). I sold them for about \$90. I have been employed steadily for past year.

Answer to Ques. 18: No, sir; keep my money in my own possession.

Testimony of witness, Homer G. Allen, at final proof.

Cross-examination of witness, Homer G. Allen, at final proof.

Testimony of witness, Erie A. Wilmot, at final proof.

Cross-examination of witness, Erie A. Wilmot, at final proof.

Receiver's Receipt No. 1834, dated June 12, 1902.

Final Certificate No. 1834, dated June 12, 1902.

Deed Samuel Marcum to A. E. Palmer, dated June 28th, 1902; consideration \$1,000.00; acknowledged before L. M. Pritchard, N. P., and filed for record Feb. 29, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement, Exhibit No. 183.

Patent dated Jan. 28, 1904, to Samuel Marcum, for land described in Sworn Statement of Exhibit No. 183.

Plaintiff's Exhibits Nos. 184.

WILLIAM J. MARCUM: Residence, Boise, Idaho; occupation, farmer.

Sworn Statement No. 361, dated and filed April 18, 1902 for entry of Lot 4, Southwest Quarter of Northwest Quarter, Section 4, Tp. 7 North of Range 5 East of Boise Meridian, and South One-half of the Southwest Quarter of Section 33, Tp. 8 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Edward Brisbin, J. H. Byro, C. J. Peterson, P. H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of William J. Marcum, on final proof, dated July 9th, 1902.

ANSWERS Given by William J. Marcum, on Final Proof, to Questions 16, 17 and 18, on Cross-examination.

Answer to Ques. 16: Yes, sir, I did. Yes, sir.

Answer to Ques. 17: I got it out of buying & selling horses. Over a year.

Answer to Ques. 18: The 1st National Bank of Boise; most of the time I had it in horses.

Testimony of witness, C. J. Peterson, on final proof.

Cross-examination of witness, C. J. Peterson, on final proof.

Testimony of John H. Byro, witness, on final proof.

Cross-examination of John H. Byro, witness, on final proof.

Receiver's Receipt No. 1905, dated July 9, 1902.

Final Certificate No. 1905, dated July 9, 1902.

Deed of William J. Marcum, to A. E. Palmer, dated July 9, 1902; consideration \$1,000.00; acknowledged before L. M. Pritchard, N. P., and filed for record July 29, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement of Exhibit No. 184.

Patent Dated Jan. 28th, 1904, to William J. Marcum, for land described in Exhibit No. 184, Sworn Statement thereof.

Plaintiff's Exhibits Nos. 185.

THOMAS F. KELLY: Residence, Boise, Idaho; occupation, stone cutter.

Sworn Statement No. 549, dated and filed Sept. 4th, 1902, for entry of Southwest Quarter of Section 10, Tp. 7 North of Range 8 East, B. M.

Notice for Publication; witnesses for final proof, Wm. E. Cavanaugh, Bert T. Parker, John I. Wells, and Patrick H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Affidavit of Thomas F. Kelley, in re date postponement of making proof.

Testimony of Thomas F. Kelly, at final proof, dated December 17, 1902.

ANSWERS Given by Thomas F. Kelly, at Final Proof on Cross-examination, to Questions 16, 17 and 18.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I had \$175 of my own money and borrow the balance on my personal note without mortgage from Burt L. Parker.

Answer to Ques. 18: Yes. Boise City Natl. Bank.

Testimony of witness, Bert Parker, at final proof.

Testimony of witness, Wm. E. Cavanaugh, on final proof.

Receiver's Receipt, No. 2217, dated Dec. 17, 1902.

Final Certificate No. 2217, dated Dec. 17, 1902.

Deed from Thomas F. Kelly to Horace S. Rand, dated Feb. 11th, 1903; consideration \$950.00; acknowledged before L. M. Pritchard, N. P., and filed for record at the request of W. E. Borah, June 23d, 1904. Conveys land described in Exhibit No. 185, Sworn Statement.

Patent dated May 13th, 1904, to Thomas F. Kelly,

for land described in Sworn Statement of Exhibit No. 185.

Plaintiff's Exhibits Nos. 186.

MOSES KEMPNER: Idaho City, Idaho; occupation, miner and rancher.

Sworn Statement No. 669, dated and filed Oct. 17, 1902, for entry of West One-half of the Northeast Quarter, Southeast Quarter of the Northeast Quarter, Section 19, and Southwest Quarter of Northwest Quarter of Section 20, Tp. 7 North of Range 8 East, B. M.

Notice for Publication; witnesses for final proof, Walter L. Wilson, Walter Joplin, Patrick H. Downs and John I. Wells.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Moses H. Kempner, at final proof, dated January 14, 1903.

ANSWERS of Moses H. Kempner, to Questions 16, 17 and 18 on Cross-examination at Final Proof.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: Earned it from ranch and mines, and mail contract. Have had in my possession since yesterday, when I settled my contract for carrying mail.

Answer to Ques. 18: Yes. Boise County Bank, Idaho City, Idaho.

Testimony of Patrick H. Downs, witness, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Testimony of witness, John I. Wells, on final proof.

Cross-examination of witness, John I. Wells, on final proof.

Certificate of Naturalization of Moses M. Kempner.

Affidavit of Moses H. Kempner, in re postponement date of making final proof.

“UNITED STATES LAND OFFICE,

Boise, Idaho, January 14, 1903.

Moses H. Kempner, being first duly sworn, deposes and says:

That he is the identical person who made timber and stone sworn statement #669 at this office on October 17, 1902, for the W. $\frac{1}{2}$ NE. $\frac{1}{4}$ SE. $\frac{1}{4}$ NE. $\frac{1}{4}$, Sec. 19, and SW. $\frac{1}{4}$ NW. $\frac{1}{4}$, Sec. 20, Tp. 7 N., R. 8 E., B. M., and who advertised to offer proof on the 8th day of January, 1903; that he was unable to offer proof on said 8th day of January, and before this date, for the reason that he had not received the money due him on his mail contract.

MOSES H. KEMPNER.”

“Subscribed and sworn to before me this 14th day of January, 1903.

EDWARD E. GARRETT,

Receiver.”

Receiver's Receipt, No. 2263, dated Jan. 14, 1903.

Final Certificate No. 2263, dated Jan. 14, 1903.

Patent dated May 24, 1904, to Moses H. Kempner, for land described in Exhibit No. 186, Sworn Statement.

Plaintiff's Exhibits Nos. 187.

BEULAH B. LAKE: Residence, Boise, Idaho; occupation, housewife.

Sworn Statement No. 1343, dated and filed June 8, 1904, for entry of Northeast Quarter of Section 8, Tp. 6 North of Range 4 East, Boise Meridian.

Notice for Publication; witnesses, for final proof, Curtis F. Pike, Frank Hedrick, Welmon P. Sickler, Abbie M. Briggs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Beulah B. Lake, on final proof, dated September 20, 1904.

ANSWERS Given by Beulah B. Lake to Questions 16, 17, and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: From property in Wisconsin; just got it today. Real estate.

Answer to Ques. 18: No, but my money came through Farmers and Merchants Bank, Marinette Wisconsin.

Testimony of witness, Curtis F. Pike, at final proof.

Cross-examination of witness, Curtis F. Pike, at final proof.

Testimony of witness, Abbie M. Briggs, at final proof.

Cross-examination of witness, Abbie M. Briggs, at final proof.

Receiver's Receipt, No. 3130, dated Sept. 20, 1904.

Final Certificate No. 3130, dated Sept. 20, 1904.

Letter from Register to Commissioner G. L. O. in re absent signature of claimant, on Testimony and Cross-examination.

Patent dated June 26, 1905, to Beulah B. Lake, for land described in Sworn Statement in Exhibit No. 187.

Plaintiff's Exhibits No. 188.

GERTRUDE LEWIN: Residence, Boise, Idaho; occupation, housekeeper.

Sworn Statement No. 371, dated and filed April 30th, 1902, for entry Northeast Quarter of Section 28, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Roy Dye, Henry Humphrey, John W. Williams, and John I. Wells.

Non-mineral Affidavit.

Testimony of Gertrude Lewin, on final proof, dated July 18, 1902.

ANSWERS Given by Gertrude Lewin, on Cross-examination at Final Proof, to Questions 16, 17 and 18.

Answer to Ques. 16: Yes, sir. Yes, sir.

Answer to Ques. 17: I had stock and produce in Nebraska and sold it. We brought a carload with us; sold about \$500.00; a year or more.

Answer to Ques. 18: No, sir. Keep my money in my own possession.

Testimony of witness, John I. Wells, on final proof.

Testimony of witness, Henry Humphrey, on final proof.

Receiver's Receipt No. 1938, dated July 18, 1902.

Final Certificate No. 1938, dated July 18, 1902.

Patent dated March 18, 1905, to Gertrude Lewin, for land described in Sworn Statement of Exhibit No. 188.

Plaintiff's Exhibit No. 189.

WILLIAM H. LEWIN: Residence, Boise, Idaho; occupation, farmer.

Sworn Statement No. 350, dated and filed March 28th, 1902, for entry of Northeast Quarter of Section 32, Tp. 6 North of Range 6 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Edward E. Butler, Charley Patterson, Smith Barker and John I. Wells.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of William H. Martin, on final proof, dated June 25, 1902.

ANSWERS Given by William H. Lewin to Questions 16, 17 and 18, on Cross-examination on Final Proof.

Answer to Ques. 16: Yes, sir. I do.

Answer to Ques. 17: I sold stock, grain, etc., in Nebraska when left the state. I just received my pay for stock and grain sold in Nebraska.

Answer to Ques. 18: No, sir.

Testimony of witness, Edward E. Butler, on final proof.

Cross-examination of witness, Edward E. Butler, on final proof.

Testimony of witness, Charley Patterson, on final proof.

Cross-examination of witness, Charley Patterson, on final proof.

Receiver's Receipt, No. 1893, dated June 25, 1902.

Final Certificate No. 1893, dated June 25, 1902.

Deed from William H. Lewin and Gertrude A. Lewin, dated July 15th, 1903, to A. E. Palmer; consideration \$2,000.00; acknowledged before W. H. Comstock, conveying land described in Sworn Statement, in Exhibit No. 188 and Exhibit 189, and filed for record at the request of W. E. Borah, Feb. 29, 1904.

Patent dated Jan. 28, 1904, to William H. Lewin for land described in Exhibit No. 189, Sworn Statement, thereof.

Plaintiff's Exhibits Nos. 190.

URIAH F. McBURNEY: Residence, Boise, Idaho; occupation, teamster.

Sworn Statement No. 303, dated and filed, December 23, 1901, for entry of Southeast Quarter of Section 11, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Charles M. Wilmot, Oct. Brookhart, H. H. Wells, M. D. Stephens.

Non-mineral Affidavit.

Affidavit of Publication.

ANSWERS Given by Uriah F. McBurney, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Question 16: Yes, sir. Yes, sir.

Answer to Question 17: I had enough money saved up from my freighting to pay for the land except \$100.00, I borrowed this \$100.00 from my mother-in-law, Mrs. Emma Sullivan. Some since last summer and some since yesterday.

Answer to Question 18: No, sir. Kept my money at home.

Testimony of Uriah F. McBurney, on final proof. Dated March 13, 1902.

Cross-examination of witness, Martin S. Stephenson, on final proof.

Affidavit in re correct spelling of name of witness, Arthur Brookhart; also affidavit of Uriah McBurney.

Cross-examination of witness, Arthur E. Brookhart.

Testimony of witness, Arthur E. Brookhart.

Report of Register and Receiver, in re Timber and Stone Statement No. 303.

Receiver's Receipt No. 1989, dated August 1, 1902.

Final Certificate No. 1989, dated August 1, 1902.

Certificate of Register and Receiver, in re discrepancy between dated of proof and date of Register's and Receiver's receipt.

Deed from Uriah F. McBurney and Eva B. McBurney, husband and wife, to A. E. Palmer, dated April 7th, 1903; consideration \$1,000.00; acknowledged before L. M. Pritchard, Notary Public, and filed for record at the request of W. E. Borah, Feb, 29, 1904. Conveys land described in Sworn Statement Exhibit No. 190.

Patent to Uriah F. McBurney, dated Feb. 1st,

1904, for land described in Sworn Statement Exhibit No. 190.

Plaintiff's Exhibits Nos. 191.

MICHAEL KOPPAR: Residence, Centerville, Ida.; occupation, blacksmith and carpenter.

Sworn Statement No. 228, dated and filed Oct. 9, 1901, for entry of Southeast Quarter of Section 12, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, George M. Cutler, John I. Wells, Able E. Hunter and Norman H. Young.

Non-mineral Affidavit.

Affidavit of Publication.

ANSWERS Given by Michael Koppar to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Question 16. Yes, sir. Yes, sir.

Answer to Question 17. Worked for it, saved it from my earnings. I have had part of it about a year, having saved most of it during the past year.

Answer to Question 18. No, sir. Some I had in my possession and some I had loaned to friends.

Testimony of Michael Koppar, on final proof. Dated December 19th, 1901.

Cross-examination of witness, George M. Cutler, on final proof.

Testimony of witness, George M. Cutler, on final proof.

Cross-examination of witness, John I. Wells, on final proof.

Testimony of witness, John I. Wells, on final proof.

Certificate of Register and Receiver in re discrepancy between date of Register's certificate and Receiver's Receipt, and date of proof.

Receiver's Receipt No. 1994, dated Boise, Ida., August 2, 1902.

Final Certificate No. 1994, dated Boise Ida., August 2, 1902.

Patent to Michael Koppar, dated Feb. 1st, 1904, for land described in Sworn Statement Exhibit 191.

Plaintiff's Exhibits No. 192.

LUELLA JAYCOX: Residence, Boise, Idaho; occupation, homekeeper.

Sworn Statement No. 962, dated and filed July 20, 1903, for entry of Lots 4, 5, 6, and 7, Section 6, Tp. 6 North of Range 8 E., Boise Meridian.

Notice for Publication; witnesses for final proof, Orlin R. Jaycox, Burt Resser, Edward A. Lockhart, P. H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Luella Jaycox, on final proof. Dated Oct. 16, 1903.

ANSWERS Given by Luella Jaycox to Questions 16, 17 and 18, on Cross-examination, on Final Proof.

Answer to Question 16. Yes.

Answer to Question 17. My husband gave me the money over a year ago.

Answer to Question 18. Yes, Capital State Bank, Boise, Idaho.

Testimony of witness, Edward A. Lockhart, on final proof.

Cross-examination of witness, Edward A. Lockhart, on final proof.

Testimony of witness, Burt Resser, on final proof.

Cross-examination of witness, Burt Resser, on final proof.

Receiver's Receipt No. 2654, dated October 16, 1903.

Final Certificate No. 2654, dated October 16, 1903.

Letter from Register Boise L. O. to Commissioner G. L. O. in re entry of Luella Jaycox.

Patent to Luella Jaycox, August 23d, 1904, for land described in Exhibit No. 192, Sworn Statement.

Plaintiff's Exhibits Nos. 193.

ORLIN R. JAYCOX: Residence, Boise, Idaho; occupation, mining operator.

Sworn Statement No. 963, dated and filed July 20th, 1903, for entry of West One-half of the Northeast Quarter, and East One-half of the Northwest Quarter, Section 17, Tp. 6 North, of Range 8 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Burt Resser, Edward A. Lockhart, Luella Jaycox, P. H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Orlin R. Jaycox, on final proof, dated, October 16, 1903.

ANSWERS Given by Orlin R. Jaycox on Cross-ex-

amination at Final Proof, to Questions 16, 17 and 18.

Answer to Ques. 16: Yes.

Answer to Ques. 17: From sale of property at Cripple Creek, Colo. Several years.

Answer to Ques. 18: Yes. Capital State Bank, Boise, Idaho.

Testimony of witness, Edward A. Lockhart, on final proof.

Cross-examination of witness, Edward A. Lockhart, on final proof.

Testimony of witness, Bert Resser, on final proof.

Cross-examination of witness, Bert Resser, on final proof.

Receiver's Receipt 2655, Oct. 16, 1903.

Final Certificate No. 2655, Oct. 16, 1903.

Deed from Orlin R. Jaycox and Luella Jaycox, to Horace S. Rand, dated Dec. 31, 1903; consideration \$1,600.00; acknowledged before Wm. R. Prinn, N. P., conveying land described in Sworn Statement in Exhibits Nos. 192 and 193, and filed for record July 1st, 1904, at the request of W. E. Borah.

Letter from Register to Commissioner G. L. O., in re re-entry on account of withdrawal of first entry for Forest Reserve.

Patent August 23d, 1904, to Orlin R. Jaycox, for land described in S. S. 963, Exhibit 193.

Plaintiff's Exhibits No. 194.

OLIVER JOHNSON: Residence, Minneapolis, Minn.; occupation, locomotive engineer.

Sworn Statement No. 628, dated and filed Sept. 25, 1902 and for entry of Southwest Quarter of Sec-

tion 33, Tp. 7 North of Range 4 East, B. M.

Notice for Publication; dated Sept. 25, 1902, witnesses for proof, Thomas Peterson, Ruth Peterson, Ole Hanson, and Charles H. Pratt.

Non-mineral Affidavit.

Affidavit of Publication.

Certificate of Naturalization.

Testimony of Oliver Johnson, dated January 29, 1903.

ANSWERS Given by Oliver Johnson, to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: I earned it and have had it for 3 years.

Answer to Ques. 18: Yes. Germania Bank, Minneapolis, Minnesota.

Testimony of witness, Thomas Peterson at final proof.

Cross-examination of witness, Thomas Peterson, on final proof.

Testimony of witness, Ole Hanson, on final proof.

Cross-examination of witness, Ole Hanson, on final proof.

Receiver's Receipt, No. 2285, dated Jan 29, 1903.

Final Certificate No. 2285, dated Jan. 29, 1903.

Deed from Oliver Johnson to A. E. Palmer, dated June 17th, 1903; consideration \$800.00; acknowledged before John H. Field, N. P. of Hennepin Co., Minn., and filed for record 27th June, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 194, Sworn Statement.

Patent dated March 24th, 1904, to Oliver Johnson, for land described in Sworn Statement, Exhibit No. 194.

Plaintiff's Exhibits Nos. 195.

WM. JUDGE: Residence, Boise, Idaho; occupation, farmer.

Sworn Statement No. 340, dated and filed March 25, 1902, for entry of Northeast Quarter of Section 29, Tp. 6 North of 6 East, Boise Meridian.

Notice for Publication; witnesses for final proof; W. C. Lane, George Gibson, S. Hoover, and W. F. Noble.

Affidavit of Publication.

Non-mineral Affidavit.

Certified Copy of declaration of intention to become a citizen.

Testimony of Wm. Judge, on final proof, dated June 18, 1902.

ANSWERS Given by Wm. Judge on Final Proof, to Questions 16, 17 and 18 on Cross-examination.

Answer to Ques. 16: Yes, sir. Yes, sir.

Answer to Ques. 17: From my savings. I have had enough to pay for this land for 4 years.

Answer to Ques. 18: No, sir, keep my money in my own possession.

Testimony of witness, W. C. Lane, on final proof.

Cross-examination of witness, W. C. Lane, on final proof.

Testimony of witness, George Gibson, on final proof.

Cross-examination of witness, George Gibson, on final proof.

Receiver's Receipt, No. 1873, dated June 18, 1902.

Final Certificate, No. 1873, dated June 18, 1902.

Deed from Wm. Judge to A. E. Palmer, dated June 28, 1902; consideration \$1000.00; acknowledged before L. M. Pritchard, and filed for record Feb. 29, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 195, Sworn Statement.

Patent dated Jan. 28, 1904, to Wm. Judge for land described in Sworn Statement No. 340, in Exhibit 195.

Plaintiff's Exhibit No. 196.

BERT RESSER: Residence, Boise, Idaho; occupation, attorney at law.

Sworn Statement No. 971, dated and filed July 24, 1903, for entry of Lots 3 and 4, and South One-half of the Northwest Quarter of Section 1, Tp. 6 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof, E. A. Lockhart, Luella H. Jaycox, Orlin R. Jaycox, and Patrick H. Downs.

Affidavit of Publication.

Non-mineral Affidavit.

Non-saline Affidavit.

Testimony of Bert Resser, at final proof, dated October 16, 1903.

ANSWERS Given by Bert Resser, on Cross-examination at Final Proof, to Questions 16, 17 and 18.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I got the money from my

practice and from office as County Treasurer; have had this amount about 4 months.

Answer to Ques. 18: No.

Testimony of witness, E. A. Lockhart, on final proof.

Cross-examination of witness, E. A. Lockhart, on final proof.

Cross-examination of witness, E. A. Lockhart, on final proof.

Testimony of witness, Orlin R. Jaycox, on final proof.

Cross-examination of witness, Orlin Jaycox, on final proof.

Receiver's Receipt No. 2656, dated Oct. 16, 1903.

Final Certificate No. 2656, dated Oct. 16, 1903.

Letter from Register to Commissioner G. L. O., in re entry of Bert Resser being included in proposed Forest Reserve.

Deed from Bert Resser and wife, to Horace S. Rand, consideration \$800.00, dated Nov. 4th, 1903, acknowledged before L. M. Pritchard, and filed for record July 1st, 190—, at the request of W. E. Borah. Conveys land described in Exhibit No. 196, Sworn Statement.

Patent dated Aug. 23d, 1904, to Bert Resser, for land described in Sworn Statement in Exhibit No. 196.

Plaintiff's Exhibit No. 197.

Thaddeus M. Glass: Centerville, Idaho; occupation, engineer.

Sworn Statement No. 232, dated and filed Oct. 1st, 1901, for entry of Northeast Quarter of Section 13,

Tp. 7 North Range 5 East, Boise Meridian.

Notice for Publication: witnesses for final proof, Norman H. Young, William Charters, Frank Scanlan, and John I. Wells.

Non-mineral Affidavit.

Testimony of Thaddeus M. Glass, at final proof, dated December 13, 1901.

ANSWERS given by Thaddeus M. Glass, to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: Yes, sir. I do.

Answer to Ques. 17: Savings from my wages. I have had part of it two years, have had \$1000 in the bank over a year.

Answer to Ques. 18: Yes, at the Capital State Bank, Boise, Idaho.

Cross-examination of witness, John I. Wells, on final proof.

Testimony of witness, John I. Wells, on final proof.

Testimony of witness, William D. Charters, on final proof.

Cross-examination of witness, Wm. D. Charters, on final proof.

Certificate of Register and Receiver, in re discrepancy between date of proof and Register's Certificate.

Report of Register and Receiver, in re report of Thaddeus M. Glass.

Receiver's Receipt No. 1995, dated Aug. 2, 1902.

Final Certificate No. 1995, dated Aug. 2, 1902.

Deed from Thaddeus M. Glass and wife, to A. E.

Palmer; consideration \$1000.00, dated Sept. 3d, 1902; acknowledged before Norman H. Young, N. P., and filed for record Feb. 29, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 197, Sworn Statement.

Patent dated Feb. 1st, 1904, for land described in Exhibit 197, Sworn Statement, Issued to Thaddeus M. Glass.

Plaintiff's Exhibit No. 198.

Joseph French: Residence, Boise, Idaho; occupation, miner.

Sworn Statement, No. 345, dated and filed March 26th, 1902, for entry of Southwest Quarter of Section 21, Tp. 6 North of Range 6 East, Boise Meridian.

Notice for Publication; witnesses for final proof, John French, Ery Wilmot, H. Allen, P. H. Downs.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Joseph French, at final proof, dated June 20, 1902.

ANSWERS Given by Joseph French, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Ques. 16: Yes, sir. Yes, sir.

Answer to Ques. 17: Part in salary, and part out of mines. Nearly all until last pay day. All since 18th inst.

Answer to Ques. 18: No, sir, mother has been keeping my money.

Cross-examination of Patrick H. Downs, on final proof, witness.

Testimony of Patrick H. Downs, on final proof, witness.

Testimony of witness, Ery Wilmot, on final proof.

Cross-examination of witness, Ery Wilmot, on final proof.

Receiver's Receipt No. 1882, dated June 20, 1902.

Final Certificate No. 1882, dated June 20, 1902.

Deed from Joseph French, to A. E. Palmer, June 9th, 1903; consideration \$1,000.00; acknowledged before L. M. Pritchard, and filed for record Feb. 18, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 198, Sworn Statement.

Patent dated Jan. 28, 1904, to Joseph French for land described in Sworn Statement of Exhibit No. 198.

Plaintiff's Exhibit Nos. 199.

John D. French: Residence, Boise, Idaho; occupation, clerk.

Sworn Statement No. 344, dated March 26, 1902, for entry of Southeast Quarter of Section 20, Tp. 6 North of Range 6 East, B. M.

Notice for Publication; witnesses for Final Proof, Joe French, Ery Wilmot, Homer Allen, Patrick H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of John D. French, on Final Proof, dated June 20, 1902.

ANSWERS Given by John D. French, on Cross-examination at Final Proof, to Questions 16, 17, and 18.

Answer to Question 16. I did and I do.

Answer to Question 17. It is my own earnings and savings 6 or 7 months.

Answer to Question 18. I have not.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Testimony of witness, Ery Wilmot, on final proof.

Cross-examination of witness, Ery Wilmot, on final proof.

Receiver's Receipt, No. 1883, dated June 20, 1902.

Final Certificate No. 1883, dated June 20, 1902.

Deed from John D. French to A. E. Palmer, dated June 25th, 1903; consideration \$1000; acknowledged before L. M. Pritchard, N. P., and filed for record Feb. 29, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 199, Sworn Statement.

Patent dated Jan. 28, 1904, to John D. French, for land described in Sworn Statement of Exhibit No. 199.

Plaintiff's Exhibits Nos. 200.

MRS. ALTHA GILLUM: Residence, Boise, Idaho; occupation, housewife.

Sworn Statement No. 313, dated and filed Dec. 26th, 1901, for entry of South One-half of the Northwest Quarter, and South One-half of the Northeast Quarter, Sec. 25, Tp. 8 North of Range 5 East, B. M.

Notice for Publication; witnesses for final proof, Martin Stephenson, W. F. Wilmot, H. Rice, John I. Wells.

Testimony of Mrs. Altha Gillum, on final proof.

Dated March 27th, 1902.

ANSWERS Given by Mrs. Altha Gillum, to Questions 16, 17 and 18, on Final Proof, Cross-examination.

Answer to Question 16. Yes, sir. Yes, sir.

Answer to Question 17. It is money I got from my father's estate at different times for 4 or 5 years, at times I had it loaned out.

Answer to Question 18. No, sir.

Testimony of witness, Wilber F. Wilmot, on final proof.

Cross-examination of witness, Wilber F. Wilmot, on final proof.

Testimony of witness, John I. Wells, on final proof.

Cross-examination of witness, John I. Wells, on final proof.

Receiver's Receipt No. 1941, dated July 18, 1902.

Final Certificate No. 1941, dated July 18, 1902.

Certificate of Register and Receiver, in re discrepancy between date of proof and Register's Certificate.

Certified copy of patent, dated Jan. 28, 1904, to Mrs. Altha Gillum, of land described in Sworn Statement Exhibit No. 200.

Patent to Mrs. Altha Gillum, dated Jan. 28, 1904, for land described in Exhibit No. 200, Sworn Statement.

Plaintiff's Exhibits Nos. 201.

JAMES H. HAMILTON: Residence, Boise, Idaho; occupation, farmer.

Sworn Statement, No. 218, dated and filed Sept.

11th, 1901, for entry of East One-half of the Northwest Quarter and Northeast Quarter of the Southwest Quarter, and Northwest Quarter of the Northeast Quarter, of Section 22, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication, witnesses for Final Proof, Thomas Manning, Henry A. Snow, Patrick H. Downs, William T. Snow.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of James H. Hamilton, on Final Proof, dated Nov. 27, 1901.

ANSWERS Given by James H. Hamilton, to Questions 16, 17, and 18, on Final Proof, cross-examination.

Answer to Question 16. Yes, sir. Yes.

Answer to Question 17. I had a tract of land in Northern Wisconsin, which I sold last spring, have had the money since then.

Answer to Question 18. I have. With three banks since May last. Bank of Phillips, Wis., Farmer and Mechanic Bank of Minneapolis, and Capital State Bank of Boise.

Testimony of witness, William F. Snow, on final proof.

Cross-examination of witness, William F. Snow, on final proof.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Receiver's Receipt, No. 1986, dated July 29, 1902.

Final Certificate, No. 1986, dated July 29, 1902.

Certificate of Register and Receiver in re discrepancy between date of Proof and Register's certificate.

Deed from James H. Hamilton to A. E. Palmer, dated February 12th, 1903; consideration \$800.00; acknowledged before L. M. Pritchard, Notary Public, and filed for record at the request of W. E. Borah, June 29, 1903. Conveys land described in Sworn Statement Exhibit No. 201.

Patent to James H. Hamilton, dated Feb. 1st, 1904, for land described in Sworn Statement of Exhibits Nos. 201.

Plaintiff's Exhibits Nos. 202.

EARL A. HARRINGTON: Residence, Boise, Ida.; occupation, miner.

Sworn Statement No. 857, dated and filed May 28th, 1903, for entry of the Northeast quarter of the Northwest Quarter and North One-half of the Northeast Quarter Section 23 and the Southwest Quarter of the Northwest Quarter of Sec. 24 in Tp. 7 North of Range 8 East of B. M.

Notice for Publication; witnesses for final proof, Rollin C. Lothrop, Elmer G. Dodds, Lee J. Roberts, Hannah Dodds.

Affidavit of Publication.

Non-mineral Affidavit.

Affidavit of Earl A. Harrington, in re postponement date of final proof.

Testimony of Earl A. Harrington, on final proof, dated Aug. 19, 1903.

ANSWERS Given by Earl A. Harrington, on Cross-examination, at Final Proof, to Questions 16, 17 and 18.

Answer to Question 16. Yes.

Answer to Question 17. Most of the money I received from Life Insurance company, Policy of my Grandfather, have held same nearly 3 years.

Answer to Question 18. No. Have some in the First National Bank of Denver. The particular money I am using now I have had in my personal possession.

Cross-examination of witness, Elmer G. Dodds, on final proof.

Testimony of witness, Elmer G. Dodds, on final proof.

Cross-examination of witness, Rollin C. Lothrop, on final proof.

Testimony of witness, Rollin C. Lothrop, on final proof.

Receiver's Receipt No. 2538, dated August 19, 1903.

Final Certificate No. 2538, dated August 19, 1903.

Deed from Earl A. Harrington to Horace S. Rand, dated Sept. 10, 1903; consideration \$800.00; acknowledged before L. M. Pritchard, N. P., and filed for record July 1st, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 202. Sworn Statement.

Patent to Earl A. Harrington, dated August 23, 1904, for land described in Sworn Statement Exhibit 202.

Plaintiff's Exhibits Nos. 203.

ROY DYE: Residence, Boise, Idaho; occupation, barber.

Sworn Statement No. 370, dated and filed April 29, 1902, for entry of the Southeast Quarter of Section 15, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Gertrude Lewin, Henry Humphrey, John W. Williams, John I. Wells.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Roy Dye, on Final Proof. Dated July 18th, 1902.

ANSWERS Given by Roy Dye, to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Question 16: Yes, sir. Yes, sir.

Answer to Question 17: From farming in Neb. and stock-raising, and from my wages, last two years.

Answer to Question 18: At present none. Have had an account with Scandaniva Bank at Seattle, during last six months.

Testimony of witness, Henry Humphrey, on final proof.

Testimony of witness, John I. Wells, on final proof.

Receiver's Receipt No. 1939, dated July 18, 1902.

Final Certificate No. 1939, dated July 18, 1902.

Deed from Roy Dye to A. E. Palmer, dated July 19, 1902; consideration \$1000.00; acknowledged before L. M. Pritchard, N. P., and filed for record at

the request of W. E. Borah, June 27, 1904, Conveys land described in Sworn Statement of Exhibit No. 203.

Plaintiff's Exhibits Nos. 204.

JOSEPH EHLMANNTRAUT, Jr.: Residence, Boise, Idaho; occupation, butcher.

Sworn Statement No. 1051, dated and filed Sept. 14th, 1903, for entry of Northwest Quarter of Section 15, Tp. 6 North of Range 4 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Frank Martin, Wheeler Martin, Cleora Snow, and John K. Woodburn.

Affidavit of Publication.

Non-mineral Affidavit.

ANSWERS Given by Joseph Ehrmanntraut, Jr., to Question 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Question 16: Yes.

Answer to Question 17: From the sale of a brewery in Jan., 1901.

Answer to Question 18: Boise City National Bank.

Testimony of Joseph Ehrmanntraut, Jr., on final proof. Dated December 15th, 1903.

Testimony of witness, Wheeler Martin, on final proof.

Cross-examination of witness, Wheeler Martin, on final proof.

Testimony of witness, Frank Martin, on final proof.

Cross-examination of witness, Frank Martin, on final proof.

Application of Joseph Ehrmanntraut, Jr., to become a citizen of U. S.

Receiver's Receipt No. 2775, dated Dec. 15, 1903.

Final Certificate No. 2775, dated Dec. 15, 1903.

Deed from Joseph Ehrmanntraut, Jr., and Margaret M. his wife, to George S. Long, dated December 24th, 1903; consideration \$1600.00; acknowledged before C. H. Roberts, Filed for record July 1st, 1904, at the request of W. E. Borah. Conveys lands described in Exhibit No. 204 and 205 Sworn Statements.

Patent to Joseph Ehrmanntraut, Jr., dated December 1st, 1904, for land described in Sworn Statement No. 1051 of Exhibit No. 204.

Plaintiff's Exhibit No. 205.

MARGARET M. EHRMANNTRAUT: Residence, Boise, Idaho; occupation, housekeeper.

Sworn Statement No. 1057, dated and filed Sept. 14th, 1903, for entry of Southeast Quarter of Section 15, Tp. 6 North of Range 4 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Cleora M. Snow, Frank Martin, Wheeler Martin, Harry B. Noble.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Margaret M. Ehrmanntraut, on final proof, dated December 15, 1903.

ANSWERS Given by Margaret M. Ehrmanntraut, on Cross-examination to Questions 16, 17 and 18 at Final Proof.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I got this money from my husband; I received it this morning.

Answer to Ques. 18: No, my husband keeps an account at the Boise City Natl. Bank.

Testimony of witness, Wheeler Martin, on final proof.

Cross-examination of witness, Wheeler Martin, on final proof.

Testimony of witness, Frank Martin, on final proof.

Cross-examination of witness, Frank Martin, on final proof.

Receiver's Receipt No. 2776, dated Dec. 15, 1903.

Final Certificate No. 2776, dated Dec. 15, 1903.

Patent to Margaret M. Ehrmanntraut, dated March 18, 1905, for land described in Exhibits No. 205, Sworn Statement thereof.

Plaintiff's Exhibit No. 206.

GEORGE H. ENSWORTH: Residence, Boise, Idaho; occupation, druggist and pharmacist.

Sworn Statement No. 329, dated and filed March 21st, 1902, for entry of East One-half of the Southeast Quarter, and East One-half of the Northeast Quarter, Section 19, Tp. 6 North of Range 6 East, Boise Meridian.

Notice for Publication; witnesses for final proof, L. M. Pritchard, S. M. Blandford, A. R. Flanders, P. H. Downs.

Affidavit of Publication.

Non-mineral Affidavit.

Cross-examination of George H. Ensworth, by Special Agent, L. L. Sharp, and answers to same.

ANSWERS Given by George H. Ensworth, to Questions 16, 17 and 18 on Cross-examination, at Final Proof.

Answer to Ques. 16: Yes.

Answer to Ques. 18: No, I have not.

Answer to Ques. 17: I got it from selling my interest in the Idaho Investment Co. to Mr. Pritchard. Several days.

Testimony of George H. Ensworth, at final proof, dated June 11th, 1902.

Cross-examination of witness, P. H. Downs, on final proof.

Testimony of witness, P. H. Downs, on final proof.

Cross-examination of witness, L. M. Pritchard, on final proof.

Testimony of witness, L. M. Pritchard, on final proof.

Receiver's Receipt, 1840, dated June 13, 1902.

Final Certificate No. 1840, dated June 13, 1902.

Deed from George H. Ensworth and Eva D. Ensworth, to A. E. Palmer, June 18, 1902; consideration, \$1,700.00; acknowledged before L. M. Pritchard, Notary Public, and filed for record, October 5th, 1903, at the request of W. E. Borah. Conveys land described in Exhibit No. 206, Sworn Statement.

Patent dated Jan. 28, 1904, to George H. Ensworth, for land described in Exhibit No. 206, Sworn Statement.

Plaintiff's Exhibit No. 207.

VICTORIA LOUISE EOFF: Residence, Boise, Idaho; occupation, housewife.

Sworn Statement No. 1398, dated and filed July 12th, 1904, for entry of West One-half of the Southeast Quarter, Southeast Quarter of Southeast Quarter of Section 8, and Northeast Quarter of Northeast Quarter, Section 17, Tp. 6 North of Range 6 East, B. M.

Notice for Publication; witnesses for final proof, Mary E. Ridenbaugh, Gertrude L. Hays, Henry Wesenberg, Sydney Smith.

Affidavit of Publication.

Non-mineral Affidavit.

Non-alienation Affidavit.

Testimony of Victoria Louise Eoff, on final proof, dated October 25, 1904.

ANSWERS Given by Victoria Louise Eoff, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: This money came from an investment in shares in Building & Loan Association; have had it for five years.

Answer to Ques. 18: Have this deposited in Boise City National Bank, Boise, Idaho.

Testimony of witness, Gertrude L. Hays, on final proof.

Cross-examination of witness, Gertrude L. Hays, on final proof.

Testimony of witness, Sydney Smith, on final proof.

Cross-examination of witness, Sydney Smith, on final proof.

Receiver's Receipt No. 3181, Oct. 25, 1904.

Final Certificate No. 3181, dated Oct. 25, 1904.

Patent to Victoria Louise Eoff, dated May 5th, 1905, for land described in Sworn Statement, Exhibit No. 207.

Plaintiff's Exhibit No. 208.

ANNA FISHER: Residence, Idaho City, Idaho; occupation, housewife.

Sworn Statement No. 1040, dated and filed Sept. 14, 1903, for entry of East One-half of the Southeast Quarter, Northwest Quarter of the Southeast Quarter, and Southwest Quarter of the Northeast Quarter, Section 12, Tp. 6 North of Range 4 East, B. M.

Notice for Publication; witnesses for final proof, George G. Eagleson, Mary J. Eagleson, Thomas L. Martin and Joseph Penrod.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Anna Fisher, at final proof, dated December 11, 1903.

ANSWERS Given by Anna Fisher, to Questions 16, 17 and 18 on Cross-examination, at Final Proof.

Answer to Ques. 16: Yes, sir; I do.

Answer to Ques. 17: My husband gave it to me; one month.

Answer to Ques. 18: No, sir.

Testimony of witness Joseph Penrod, at final proof.

Cross-examination of witness, Joseph Penrod, at final proof.

Testimony of witness, Thos. L. Martin, at final proof.

Cross-examination of witness, Thos. L. Martin, at final proof.

Non-alienation Affidavit, at final proof.

Receiver's Receipt No. 2767, dated Dec. 11, 1903.

Final Certificate No. 2767, dated Dec. 11, 1903.

Deed from Anna Fisher and husband H. S., to George L. Long; consideration \$1,000.00, dated Feb. 29, 1904, acknowledged before Kate Gorman, Clerk of the District Court in and for Boise County, Idaho; filed for record July 1st, 1904, by W. E. Borah. Conveys land described in Exhibit No. 208, Sworn Statement.

Patent to Anna Fisher, dated Dec. 1st, 1904, for land described in Sworn Statement of Exhibits No. 208.

Plaintiff's Exhibit No. 209.

URIAH FLINT: Residence, Boise, Idaho; occupation, farmer.

Sworn Statement No. 301, dated and filed Dec. 21, 1901, for entry of Northeast Quarter of Section 35, Tp. 8 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Samuel Swan, H. H. Wells, Patrick H. Downs, and John I. Wells.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Uriah Flint at final proof, dated March 12th, 1902.

ANSWERS Given by Uriah Flint, to Questions 16, 17 and 18 on Cross-examination, at Final Proof.

Answer to Ques. 16: Yes, sir. Yes, sir.

Answer to Ques. 17: From selling horses and

working for it; I sold a few to an English agent; some of it about a year. I have been selling horses during the year. I borrowed none.

Answer to Ques. 18: No, sir, not lately.

Testimony of witness, Patrick H. Downs on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Testimony of witness, Samuel Swan, on final proof.

Cross-examination of witness, Samuel Swan, on final proof.

Receiver's Receipt No. 1953, dated July 21, 1902.

Final Certificate No. 1953, dated July 21, 1902.

Certificate of Register and Receiver, in re discrepancy between date of Proof and Register's Certificate.

Deed of Uriah Flint, to A. E. Palmer, dated Aug. 5, 1902; consideration \$1,000.00, acknowledged before L. M. Pritchard, N. P., and filed for record at the request of W. E. Borah, Feb. 29, 1904, Conveys land described in Sworn Statement, Exhibit No. 209.

Patent to Uriah Flint, dated Feb. 1st, 1904, for land described in Sworn Statement, Exhibit No. 209.

Plaintiff's Exhibit No. 210.

JOHN CHRISTENSON: Residence, Boise, Idaho; occupation, upholsterer.

Sworn Statement No. 522, dated and filed Aug. 27, 1902, for entry of Northeast Quarter of Section 25, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof,

James Olsen, Howard Elliott, Emma Elliott, Wm. Humphrey.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of John Christenson, on final proof, dated November 21, 1902.

ANSWERS Given by John Christenson, to Questions 16, 17 and 18, on Final Proof, Cross-examination.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I worked for \$250.00 of the amount, and borrowed the balance from my brother in law, Frank Hurt of Seattle; have had \$250.00 in my possession for about a year.

Answer to Ques. 18: No, kept it my own possession, and in safe where working.

Testimony of witness, Jens Olsen at final proof.

Testimony of witness, Wm. Humphrey, at final proof.

Receiver's Receipt No. 2177, dated Nov. 21, 1902.

Final Certificate No. 2177, dated Nov. 21, 1902.

Report of L. L. Sharp, Special Agt. G. L. O., to Commissioner G. L. O., in re-entry of John Christenson.

Deed from John Christenson to A. E. Palmer, dated Nov. 22, 1902, consideration \$800.00; acknowledged before D. D. Williams, N. P., and filed for record July 1st, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 210, Sworn Statement.

Plaintiff's Exhibit No. 211.

GEORGE M. CUTLER: residence, Centerville, Idaho; occupation, stage-driver.

Sworn Statement No. 239, dated and filed October 9, 1901, for entry of Northwest Quarter of Section 13, Tp. 7 North of Range 5 East, B. M.

Notice for Publication; witnesses for final proof, Michael Koppas, John I. Wells, Able E. Hunter, and Norman H. Young.

Non-mineral Affidavit.

Testimony of George M. Cutler, at final proof, dated December 19, 1901.

ANSWERS to Questions 16, 17 and 18 of George M.

Cutler, on Cross-examination at Final Proof.

Answer to Ques. 16: Yes, sir. Yes, sir.

Answer to Ques: 17. Working and having my money the last 7 or 8 years; had all of it about a week; had some loaned and just got it collected in.

Answer to Ques. 18: No, sir. Carry it with me most of the time.

Testimony of witness, John I. Wells, on final proof.

Cross-examination of witness, John I. Wells, on final proof.

Testimony of witness, Michael Koppas, on final proof.

Cross-examination of witness, Michael Koppas, on final proof.

Receiver's Receipt No. 1978, dated July 26th, 1902.

Final Certificate No. 1978, dated July 26, 1902.

Deed from George M. Cutler to A. E. Palmer, dated Aug. 13, 1902; consideration \$1,000.00; acknowledged before L. M. Pritchard, N. P. and filed for record, Feb. 29, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 211,

Sworn Statement.

Patent to George M. Cutler, dated Feb. 1st, 1904, for land described in Exhibit No. 211, Sworn Statement.

Plaintiff's Exhibit No. 212.

WILLIAM E. CAVANAUGH: Boise, Idaho; occupation, stone-cutter.

Sworn Statement No. 550, dated and filed Sept. 4th, 1902, for entry of North One-half of the Northwest Quarter and North One-half of the Northeast Quarter of Section 15, Tp. 7 North of Range 8 East, B. M.

Notice for Publication; witnesses for final proof, Bert Parker, Thomas F. Kelly, John I. Wells, and Patrick H. Downs.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Wm. E. Cavanaugh, on final proof, dated December 26, 1902.

ANSWERS Given by Wm. E. Cavanaugh, to Questions 16, 17 and 18 on Cross-examination at Final Proof.

Answer to Ques. 16: Yes.

Answer to Ques. 17: I borrowed part of it from Bert Parker, some from T. F. Kelley and I have had the balance in my possession two days. Collected for contract work.

Answer to Ques. 18: No.

Further Examination of Wm. E. Cavanaugh, by Receiver.

Testimony of witness, Thomas F. Kelly, on final proof.

Cross-examination of witness, Thomas F. Kelly, on final proof.

Testimony of witness, Bert Parker, on final proof.

Cross-examination of witness, Bert Parker, on final proof.

Further Examination of witness, Thomas F. Kelly, on final proof, by Receiver.

AFFIDAVIT OF WM. E. CAVANAUGH, IN RE
POSTPONEMENT DATE OF MAKING
FINAL PROOF.

“UNITED STATES LAND OFFICE.

Boise, Idaho, December 26, 1902.

William E. Cavanaugh, being first duly sworn, deposes and says: That he is the identical person who made timber and stone sworn statement #550, at this office on September 4, 1902, for the purchase of the N. $\frac{1}{2}$ of NW. $\frac{1}{4}$, and N. $\frac{1}{2}$ of NE. $\frac{1}{4}$, Sec. 15, Tp. 7 N., R. 8 E., B. M., and who advertised to offer proof therefor on the 16th day of December, 1902; that he was unable to offer such proof and make the necessary payments on said 16th day of December, or any succeeding date until this date, for the reason that he had been disappointed in securing the necessary amount of money and that he was unable to secure such money until this date.

WILLIAM E. CAVANAUGH.

Subscribed and sworn to before me this 26th day of December, 1902.

EDWARD E. GARRETT,
Receiver.”

AFFIDAVIT OF WM. E. CAVANAUGH, REQUESTING POSTPONEMENT MAKING DATE OF PROOF, AND ASSIGNING REASONS THEREFOR.

“United States Land Office,
Boise, Ada County, Idaho,—ss.

William E. Cavanaugh, of Boise, Ada County, Idaho, being first duly sworn, deposes and says that he is the identical person who on the 4th day of September, 1902, filed in the Boise City Land Office sworn statement No. 550, for the purchase of the N. $\frac{1}{2}$ NW. $\frac{1}{4}$, and N. $\frac{1}{2}$ NE. $\frac{1}{4}$ of Section No. 15, in Township No. 7 North of Range No. 8 East, of the Boise Meridian, Boise County, Idaho, and that due notice was thereafter given by posting in the Boise City Land Office, and publishing in the “Idaho World,” a weekly newspaper, published in Idaho City, Boise County, Idaho, fixing Tuesday, December 16th, 1902, for making proof that the land sought is more valuable for its timber than for agricultural purposes, and to establish the claim of this affiant to said tract of land before the Register and Receiver of said Land Office.

Affiant further says that at the time he made his application for said tract of land, and gave notice for making proof as aforesaid, he expected to have the money on hand to pay for said tract; that he has been disappointed in getting said money with which to make payment for said land, and he therefore requests that his time for making proof may be extended for a period of not more than ten days as

within said time he will be able to secure the money with which to make said payment.

Affiant further says that he is a cut stone contractor operating within Boise, Idaho, and has about completed a contract on the St. Alphonsus Hospital, and that when said contract is completed that there will be due and coming to this affiant, more than enough money to enable him to pay for said land.

WILLIAM E. CAVANAUGH.

Subscribed and sworn to before me, this 17th day of December, 1902.

EDWARD E. GARRETT,

Receiver."

Receiver's Receipt No. 2245, December 26, 1902.

Final Certificate No. 2245, December 26, 1902.

Deed from Wm. E. Cavanaugh, to Horace S. Rand, Feb. 11, 1903; consideration \$800.00; acknowledged before L. M. Pritchard, N. P., and filed for record, June 23d, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement, Exhibit No. 212.

Patent to Wm. E. Cavanaugh, dated May 13, 1904, for the land described in Exhibit No. 212, Sworn Statement.

Plaintiff's Exhibit No. 213.

CHARLES W. CLAWSON: Residence, Boise, Idaho; occupation, contractor and foreman.

Sworn Statement No. 1049, dated and filed Sept. 14, 1903, for entry of Southwest Quarter of Section 29, Tp. 6, North of Range 4 East, Boise Meridian.

Notice for Publication; witnesses, Joseph Penrod,

Wilbert R. Reeves, George R. Avery, Andrew Campbell.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Charles W. Clawson, at final proof, dated December 15, 1903.

ANSWERS of Charles W. Clawson to Questions 16, 17 and 18 on Cross-examination at Final Proof.

Answer to Ques. 16: I did. I do.

Answer to Ques. 17: From my earnings; have had it for two months.

Answer to Ques. 18: No, I have kept the money at home.

Testimony of witness, Andrew Campbell, on final proof.

Cross-examination of witness, Andrew Campbell, at final proof.

Testimony of witness, George R. Avery, on final proof.

Cross-examination of witness, George R. Avery, on final proof.

Receiver's Receipt No. 2778, dated Dec. 15, 1903.

Final Certificate No. 2778, dated Dec. 15, 1903.

Deed, Charles W. Clawson and wife, to George S. Long, dated Dec. 24th, 1903, \$800.00; acknowledged before Walter S. Walker, N. P., and filed for record, July 1st, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement, Exhibit No. 213.

Patent to Charles W. Clawson, dated Dec. 1st, 1904, for land described in Exhibit No. 213, Sworn Statement.

Plaintiff's Exhibit No. 214.

EDWARD J. DOCKERY: Residence, Boise, Idaho; occupation, attorney at law.

Sworn Statement No. 584, dated and filed Sept. 15, 1902, for entry of East One-half of the Southeast Quarter and Southwest Quarter of Southeast Quarter, and Southeast Quarter of Southwest quarter of Section 24, Tp. 7, North of Range 8 East, Boise Meridian.

Notice for Publication; witnesses for final proof, J. M. Neil, Patrick H. Downs, and John I. Wells, W. E. Cavanaugh.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Edward J. Dockery, at final proof, dated December 22, 1902.

ANSWERS Given by Edward J. Dockery, to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Ques. 16: Yes.

Answer to Ques. 17: This particular money I borrowed from Mr. E. J. Watters of Boise. Mr. Watters is in mining business. Four days. Personal note; he is an old friend for 15 years.

Answer to Ques. 18: Yes, sir. 1st Natl. & Bank of Commerce, Boise.

Testimony of witness, Patrick H. Downs, on final proof.

Testimony of witness, J. M. Neil, on final proof.
AFFIDAVIT OF E. J. DOCKERY, IN RE POST-
PONEMENT DATE OF FINAL PROOF.

“UNITED STATES LAND OFFICE.

Boise, Idaho, December 22, 1902.

Edward J. Dockery, being first duly sworn, deposes and says: That he is the identical person who made timber and stone sworn statement #584, at this office on September 15, 1902, for the purchase of the E. $\frac{1}{2}$ of SE. $\frac{1}{4}$, SW. $\frac{1}{4}$ of SE. $\frac{1}{4}$ and SE. $\frac{1}{4}$ of SW. $\frac{1}{4}$, Sec. 24, Tp. 7 N., R. 8 E., B. M., and who advertised to offer proof therefor on the 17th day of December, 1902; that the reason he did not make proof on the day advertised is that the funds did not arrive on said day or until this day.

E. J. DOCKERY.

Subscribed and sworn to before me, this 22d day of December, 1902.

EDWARD E. GARRETT,
Receiver.”

Final Certificate No. 2231, Dec. 22, 1902.

Receiver's Receipt No. 2231, dated Dec. 22, 1902.

Deed from Edward J. Dockery and Eva Hunt Dockery, to Horace S. Rand; consideration \$1800.00; dated Feb. 11, 1903; acknowledged before H. W. Dunton, N. P., and filed for record at the request of W. E. Borah, June 23d, 1904. For land embraced in Exhibits 214 and 215, in Sworn Statements thereof.

Patent to E. J. Dockery, dated May 13, 1904, for land embraced in Exhibit No. 214, Sworn Statement.

Plaintiff's Exhibit No. 215.

EVA HUNT DOCKERY: Residence, Boise, Idaho; occupation, librarian.

Sworn Statement No. 583, dated and filed Sept. 15, 1902, for entry of Lots 3 and 4, in the South One-half of the Northwest Quarter of Section 4, Tp. 7 North of Range 8 East, B. M.

Notice for Publication; witnesses for final proof, J. M. Neil, Patrick H. Downs, John I. Wells, Maude Pitman Neil.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Eva Hunt Dockery, at final proof, dated December 20, 1902.

ANSWERS Given by Eva Hunt Dockery to Questions 6, 17 and 18 on Cross-examination at Final Proof.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: I earned it and have had it for a year and a half. Been loaned last six months; was not here on the 17th of December.

Answer to Ques. 18: Yes, Capital State Bank.

Testimony of witness, Patrick H. Downs, on final proof.

Testimony of witness, J. M. Neil, on final proof.

Receiver's Receipt No. 2230, dated Dec. 20, 1902.

Final Certificate No. 2230, dated Dec. 20, 1902.

Patent dated May 13th, 1904, to Eva Hunt Dockery for land described in Exhibit No. 215, Sworn Statement.

Plaintiff's Exhibits Nos. 216.

JOHN U. CASSELL: Residence, Boise, Idaho; occupation, miner.

Sworn Statement No. 297, dated and filed December 19th, 1901, for entry of Southwest Quarter of Section 25, Tp. 8 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, John I. Wells, Dora E. Burns, Patrick H. Downs, John R. Gary.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of John U. Cassell, on final proof. Dated March 7th, 1902.

ANSWERS Given by John U. Cassell, to Questions 16, 17 and 18, on Cross-examination on Final Proof.

Answer to Question 16: Yes, sir. Yes, sir.

Answer to Question 17: From my mother, a loan, and Mrs. M. E. Cassel, of Jacksonville, Ill. About 4 or 5 days.

Answer to Question 18: No, sir.

Testimony of witness, John R. Gary, on final proof.

Cross-examination of witness, John R. Gary, on final proof.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Receiver's Receipt No. 2148, November 5, 1902.

Final Certificate No. 2148, November 5, 1902.

Affidavit of John U. Cassell, correcting spelling of name, Receiver's Office.

Certificate of Register and Receiver, in re discrepancy between date of proof and Register's Certificate.

Deed from John U. Cassell, to A. E. Palmer, dated March 19th, 1903; consideration \$900.00; acknowledged before L. M. Pritchard, N. P., and filed for record June 27th, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 216.

Patent to John U. Cassell, dated Feb. 1st, 1904, for land described in Exhibit No. 216, Sworn Statement.

Plaintiff's Exhibit No. 217.

ANDREW CAMPBELL: Residence, South Boise, Idaho; occupation, laborer and contractor.

Sworn Statement No. 1053, dated and filed Sept. 14th, 1903, for entry of the Northwest Quarter of Section 21, Tp. 6 North of Range 4 East, Boise, Meridian.

Notice for Publication; witnesses for final proof, Wilbert R. Reeves, Joseph Penrod, George R. Avery, Charles W. Clawson.

Affidavit of Publication.

Non-mineral Affidavit.

Declaration of Intention of Andrew Campbell, to become citizen of the United States.

Testimony of Andrew Campbell, on final proof. Dated December 16, 1903.

ANSWERS Given by Andrew Campbell to Ques-

tions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Question 16: I did. I do.

Answer to Question 17: From my earnings. Have had money about 3 months.

Answer to Question 18: In Capital State Bank, Bank of Commerce, Boise, Idaho.

Testimony of witness, George R. Avery, on final proof.

Cross-examination of witness, George R. Avery, on final proof.

Testimony of witness, Charles W. Clawson, on final proof.

Cross-examination of witness, Charles W. Clawson, on final proof.

Receiver's Receipt No. 2782, dated Dec. 16, 1903.

Final Certificate No. 2782, dated Dec. 16, 1903.

Deed from Andrew Campbell, to George S. Long, dated December 28, 1903; consideration \$800.00; acknowledged before W. S. Walker, Notary Public, and filed for record July 1st, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 217, in Sworn Statement therein.

Patent to Andrew Campbell, dated December 1st, 1904, for land described in Exhibit 217, Sworn Statement.

Plaintiff's Exhibit No. 218.

ABBIE M. BRIGGS: Residence, Marinette, Wisconsin; occupation, housewife.

Sworn Statement No. 1342, dated and filed June 8th, 1904, for entry of Southwest Quarter of the Northeast Quarter, North One-half of the South-

east Quarter, and Southwest Quarter of the Southeast Quarter, Section 5, Tp. 6 North of Range 4 East, Boise Meridian.

Notice for Publication; witnesses for final proof, William R. Lake, Beulah B. Lake, Curtis F. Pike and Frank Hedrick.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Abbie M. Briggs, on final proof.
Dated Sept. 20th, 1904.

ANSWERS Given by Abbie M. Briggs to Questions 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Question 16: Yes.

Answer to Question 17: Have saved it for a number of years.

Answer to Question 18: Yes, Marienette, Wis.

Testimony of witness, Curtis F. Pike, on final proof.

Cross-examination of witness, Curtis F. Pike, on final proof.

Testimony of witness Beulah B. Lake, on final proof.

Cross-examination of witness, Beulah B. Lake, on final proof.

Receiver's Receipt No. 3129, dated Sept. 20, 1904.

Final Certificate No. 3129, dated Sept. 20, 1904.

Deed from Abbie M. Briggs, to Barber Lumber Co., dated September 29, 1904; consideration \$800.00; acknowledged before John J. Blake, Notary Public, and filed for record at the request of W. E. Borah, Oct. 12, 1904. Conveys land in Sworn

Statement Exhibit No. 218.

Patent to *Babbie M. Briggs*, dated April 17, 1905, for land described in Exhibit No. 218. Sworn Statement.

Plaintiff's Exhibit No. 219.

ADELLA C. BROOKHART: Residence, Boise, Ida.; occupation, housewife.

Sworn Statement No. 346, dated and filed March 26th, 1902, for entry of South One-half of the Southwest Quarter and South One-half of the Southeast Quarter of Section 17, Tp. 6 North of Range 6 East Boise Meridian.

Notice for Publication; witnesses for final proof, F. Thurman, L. T. Thurman, P. H. Downs and John I. Wells.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Adella C. Brookhart, on final proof. Dated June 17th, 1902.

ANSWERS Given by Adella C. Brookhart, to Questions 16, 17 and 18, on Final Proof, Cross-examination thereof.

Answer to Question 16: Yes, sir, I did. Yes, sir, I do.

Answer to Question 17: Out of my income. We sold our farm in Nebraska last fall, I used some of this money, most of the money come from running the boarding-house. My husband gave it to me this morning, which money belonged to us.

Answer to Question 18: No, sir; we keep our money in our own possession.

Testimony of witness, Lola T. Thurman, on final proof.

Cross-examination of witness, Lola T. Thurman, on final proof.

Testimony of witness, Frederick Thurman, on final proof.

Cross-examination of witness, Frederick Thurman, on final proof.

Receiver's Receipt No. 1869, dated June 17, 1902.

Final Certificate No. 1869, dated June 17, 1902.

Deed from J. Frank Brookhart and Adella C. Brookhart, dated August 1st, 1903, to A. E. Palmer; consideration \$1000.00; acknowledged before L. M. Pritchard, N. P., and filed for record, Feb. 18, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 219. Sworn Statement.

Patent issued to Adella C. Brookhart, dated Jan. 28, 1904, to land described in Sworn Statement of Exhibit 219.

Plaintiff's Exhibit No. 220.

EDGAR E. BUSH: Residence, Boise, Ida; occupation, teamster and lumberman.

Sworn Statement No. 616, dated and filed Sept. 24th, 1902, for entry of South One-half of the Northwest Quarter and Northeast Quarter of the Northwest Quarter, and Northwest Quarter of the Southwest Quarter, Section 21, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof, George W. Butler, Walter Joplin, Patrick H. Downs, and John I. Wells.

Affidavit of Publication.

Notice for re-publication, witnesses for final proof, George W. Butler, Walter Joplin, Patrick H. Downs, and John I. Wells.

AFFIDAVIT OF EDGAR E. BUSH, REQUEST-
ING POSTPONEMENT DATE OF MAK-
ING FINAL PROOF AND ASSIGNING
REASONS FOR THE SAME.

“United States Land Office,
Boise City, Idaho.

State of Idaho,
County of Ada,—ss.

Edgar E. Bush, being first duly sworn deposes and says: That he is a citizen of the United States over the age of 21 years; and the identical person, who, on the 29th day of September, 1902, made Timber and Stone Sworn Statement No. 616 for the purchase of the S. $\frac{1}{2}$ of NW. $\frac{1}{4}$; NE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ and NW. $\frac{1}{4}$ of SW. $\frac{1}{4}$ of Section No. 21, in Township No. 7 North of Range eight East of Boise Meridian; that at the time set for proving up on said land, to-wit, the 23rd day of January, 1903, affiant was unable to offer proof for the reason that he had not sufficient money; that affiant and his mother, Francis A. King, were the owners of a piece of Real Estate in Raymond, Montgomery County, State of Illinois; that affiant deeded his interest in said property to his mother; that his mother was to sell the property and did sell the same, but as yet she has not remitted affiant his share of the money; that if affiant had received his

share of said money he would have had enough money to purchase said land; that affiant therefore asks that a new time be set for proving up on said land and that a new notice of the time set for proving up be published.

EDGAR E. BUSH.

Subscribed and sworn to before me, this 2d day of February, 1903.

HARRY J. SYMS,
Register.

State of Idaho,
County of Ada,—ss.

Charles B. Knox, of South Boise, Ada County, State of Idaho, being first duly sworn deposes and says, that he is a citizen of the United States over the age of 21 years; that he has read the foregoing affidavit and knows the contents thereof, and that the same is true of his own knowledge.

CHARLES B. KNOX.

Subscribed and sworn to before me this 2d day of February, 1903.

HARRY J. SYMS,
Register."

Non-mineral Affidavit.

Testimony of Edgar E. Bush, at final proof.
Dated May 4th, 1903.

ANSWERS Given by Edgar E. Bush, to Questions
16, 17 and 18, on Cross-examination at Final
Proof.

Answer to Question 16: Yes, sir.

Answer to Question 17: Worked for it and saved

it at different times, some one year. Had sufficient to make for 2 weeks.

Testimony of witness, Walter Joplin, on final proof.

Cross-examination of witness Walter Joplin, on final proof.

Testimony of witness, George W. Butler, on final proof.

Cross-examination of witness, George W. Butler, on final proof.

Receiver's Receipt No. 2404, dated May 4, 1903.

Final Certificate No. 2404, dated May 4, 1903.

Deed from Edgar E. Bush, to Horace S. Rand, May 15th, 1903; consideration \$1000.00; acknowledged before L. M. Pritchard, and filed for record July 1st, 1904, at the request of W. E. Borah. Conveys land described in Exhibit No. 220, Sworn Statement.

Patent to Edgar E. Bush, dated July 26, 1904, for land described in Sworn Statement Exhibit No. 220.

Plaintiff's Exhibit No. 221.

JOHN H. BYRO: Residence, Boise, Idaho; occupation, laborer.

Sworn Statement No. 362, dated and filed April 18, 1902, for entry of Southeast Quarter of the Southwest Quarter of Section 1, East One-half of the Northwest Quarter; Southwest Quarter of the Northwest Quarter of Section 12, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Edward Brisbin, William J. Marcum, C. J. Peterson and P. H. Downs.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of John H. Byro, on final proof.

Dated July 11th, 1902.

ANSWERS Given by John H. Byro to Questions
16, 17 and 18, on Cross-examination at Final
Proof.

Answer to Question 16: Yes, sir. Yes, sir.

Answer to Question 17: I got part of it since I
came here working. Part I earned before. I had
about \$400.00 or \$500.00 when I came.

Answer to Question 18: The 1st National Bank,
Boise.

Testimony of witness, Edward Brisbin, on final
proof.

Cross-examination of witness, Edward Brisbin,
on final proof.

Testimony of witness, William J. Marcum, on
final proof.

Cross-examination of witness, William J. Mar-
cum, on final proof.

Receiver's Receipt No. 1910, July 11, 1902.

Final Certificate No. 1910, July 11, 1902.

Deed from John H. Byro, to A. E. Palmer, dated
July 12, 1902; for consideration of \$1000.00; ac-
knowledged before L. M. Pritchard, N. P., and filed
for record Feb. 17, 1904, at the request of W. E.
Borah. Conveys land described in Exhibit No. 221,
Sworn Statement.

Patent to John H. Byro, dated January 28, 1904,
for land described in Exhibits No. 221, Sworn State-
ment.

Plaintiff's Exhibit No. 222.

HORTENSE D. HORNER: Residence, Boise, Ida.; occupation, housekeeper.

Sworn Statement No. 942, dated and filed July 10, 1903, for entry of West One-half of the Northeast Quarter, and the East One-half of the Northwest Quarter of Section 22, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Willard C. Austin, Ada V. Austin, Samuel S. Horner and Patrick H. Downs.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Hortense D. Horner, at final proof, dated Oct. 9th, 1903.

ANSWERS Given by Hortense D. Horner to Questions 16, 17 and 18, on Final Proof, Cross-examination.

Answer to Question 16: I did. I do.

Answer to Question 17: My husband gave it to me.

Answer to Question 18: No.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of witness Patrick H. Downs, on final proof.

Testimony of witness, Willard C. Austin, on final proof.

Cross-examination of witness, Willard C. Austin, on final proof.

Non-alienation Affidavit.

Receiver's Receipt No. 2637, dated October 9, 1903.

Final Certificate No. 2637, dated October 9, 1903.

Patent to Hortense D. Horner, dated Sept. 9, 1904, for land described in Sworn Statement, Exhibit 222.

Plaintiff's Exhibit No. 223.

SAMUEL C. BOWEN: Residence, Centerville, Ida.; occupation, mine owner and operator.

Sworn Statement No. 328, dated and filed March 17th, 1902, for entry of Southwest Quarter of Section 17, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Norman H. Young, Patrick H. Downs, John I. Wells and H. H. Wells.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Samuel C. Bowen, at final proof. Dated June 10th, 1902.

ANSWERS Given by Samuel C. Bowen, at Final Proof, to Questions 16, 17 and 18 on Cross-examination.

Answer to Question 16: Yes, sir. Yes, sir.

Answer to Question 17: I made it from business operations. I have had sufficient money to make this purchase for years.

Answer to Question 18: Chemical National Bank, N. Y. *Nickbroker* Trust Co., N. Y. Capital State Bank, Boise.

Testimony of witness, John I. Wells, on final proof.

Cross-examination of witness, John I. Wells, on final proof.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Receiver's Receipt No. 1887, dated June 23d, 1902.

Final Certificate No. 1887, dated June 23d, 1902.

Certificate of Register and Receiver, in re discrepancy between date of making final proof, and Receiver's Receipt, and Register's Certificate.

Deed from Samuel C. Bowen and wife to A. E. Palmer, Sept. 30, 1902; consideration \$1.00 and other valuable considerations; acknowledged before Hazard Okey, N. P., Franklin Co., Ohio, and filed for record Nov. 6th, 1903, at the request of W. E. Borah. Conveys land described in Sworn Statement, Exhibit No. 223.

Patent to Samuel C. Bowen, dated Jan. 28th, 1904, for land described in Exhibit No. 223, Sworn Statement.

Plaintiff's Exhibits Nos. 224.

SAMUEL S. HORNER: Boise, Idaho; occupation, salesman and county treasurer.

Sworn Statement, No. 941, dated and filed July 10, 1903, for entry of West One-half of the Southwest Quarter, Southwest Quarter of the Northwest Quarter of Section 26, and Northeast Quarter of the Southeast Quarter of Section 27, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof,
Willard C. Austin, Ada V. Austin, Hortense D.
Horner and Patrick H. Downs.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Samuel S. Horner, on final proof.
Dated Oct. 9th, 1903.

ANSWERS Given by Samuel S. Horner, on Final
Proof, to Questions 16, 17, and 18, on Cross-ex-
amination.

Answer to Question 16: I did. I do.

Answer to Question 17: I earned it as a salesman.
Six months.

Answer to Question 18: I have, Capital State
Bank, Boise.

Testimony of witness, Willard C. Austin, on final
proof.

Cross-examination of witness, Willard C. Austin,
on final proof.

Testimony of witness, Patrick H. Downs, on final
proof.

Cross-examination of witness, Patrick H. Downs,
on final proof.

Receiver's Receipt, No. 2636, dated Oct. 9, 1903.

Final Certificate, No. 2636, dated Oct. 9, 1903.

Deed from Samuel S. Horner and Hortense D.
Horner to Horace S. Rand; consideration, \$1600.00;
dated Dec. 29, 1903; acknowledged before John M.
Haines, N. P., conveying land embraced Sworn
Statement in Exs. No. 222 and 224, and filed for
record July 1st, 1904, at the request of W. E. Borah.

Patent dated Sept. 9, 1904, to Samuel S. Horner,

for land described in Exhibit No. 224, Sworn Statement.

Plaintiff's Exhibits Nos. 225.

HOMER G. ALLEN: Residence, Boise, Idaho; occupation, solicitor and collector.

Sworn Statement, No. 331, dated and filed March 22, 1902, for entry of East One-half of the Northeast Quarter and East One-half of the Southeast Quarter, Section 18, Township 6 North of Range 6 East, Boise Meridian.

Notice for Publication; witnesses for final proof, E. A. Wilmot, Sam Marcum, Joe Cox, Pat Downs.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Homer G. Allen, on final proof. Dated June 12th, 1902.

ANSWERS Given by Homer G. Allen to Questions 16, 17 and 18, on Cross-examination, at Final Proof.

Answer to Question 16: I did. I do.

Answer to Question 17: By canvassing, working with sheep, saved it from my earnings. I have had as much as that for several years.

Answer to Question 18: Since coming to Boise, with the Boise City National Bank. Before that, State Bank of Centerville, S. D.

Testimony of witness, Sam Marcum, on final proof.

Cross-examination of witness, Sam Marcum, on final proof.

Testimony of Ery A. Wilmot, on final proof.

Cross-examination of Ery A. Wilmot, on final proof.

Receiver's Receipt No. 1835, dated June 12, 1902.

Final Certificate No. 1835, dated June 12, 1902.

Deed from Homer G. Allen to A. E. Palmer, dated June 13, 1902; consideration, \$1500.00; acknowledged before L. M. Pritchard, N. P., and filed for record Feb. 18, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement, Exhibit No. 225.

Patent to Homer G. Allen, Jan. 28, 1904, for land described in Sworn Statement of Exhibit No. 225.

Plaintiff's Exhibits Nos. 226.

ADA V. AUSTIN: Residence, Boise. Ida.; occupation, housekeeper.

Sworn Statement No. 943, dated and filed July 10, 1903, for entry of North One-half of the Southwest Quarter and North One-half of the Southeast Quarter, Section 15, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Samuel S. Horner, Hortense D. Horner, Willard C. Austin, Patrick H. Downs.

Non-mineral Affidavit.

Affidavit of Publication.

Testimony of Ada V. Austin, on final proof. Dated Oct. 13th, 1903.

ANSWERS Given to Ada V. Austin, on Final Proof to Questions 16, 17 and 18, on Cross-examination.

Answer to Question 16: I did and I do.

Answer to Question 17: From my husband; have had it a year or more.

Answer to Question 18: My husband has a bank account at Bank of Commerce, Boise, Idaho.

Testimony of witness, Hortense D. Horner, on final proof.

Cross-examination of witness, Hortense D. Horner, on final proof.

Testimony of Samuel S. Horner, witness, on final proof.

Cross-examination of Samuel S. Horner, witness, on final proof.

Non-alienation Affidavit.

Receiver's Receipt No. 2646, dated Oct. 13, 1903.

Final Certificate No. 2646, dated Oct. 13, 1903.

Patent to Ada V. Austin, dated Sept. 9, 1904, for land described in Sworn Statement, Exhibit No. 226.

Plaintiff's Exhibits Nos. 227.

GEORGE R. AVERY: Residence, South Boise, Ida.: occupation, laborer and contractor.

Sworn Statement No. 1052, dated and filed Sept. 14, 1903, for entry of Southeast Quarter of Section 29, Tp. 6 North of Range 4 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Joseph Penrod, Wilbert R. Reeves, Charles W. Clawson, Andrew Campbell.

Affidavit of Publication.

Testimony of George R. Avery, on final proof. Dated Dec. 16th, 1903.

ANSWERS Given by George R. Avery, to Questions 16, 17 and 18, on Cross-examination, on Final Proof.

Answer to Question 16: Yes.

Answer to Question 17: From my own earnings. Have had money about 60 days.

Answer to Question 18: No, money has been kept at home.

Testimony of witness, Charles W. Clawson, on final proof.

Cross-examination of witness, Charles W. Clawson, on final proof.

Testimony of witness, Andrew Campbell, on final proof.

Cross-examination of witness, Andrew Campbell, on final proof.

Receiver's receipt No. 2781, dated Dec. 16, 1903.

Final Certificate No. 2781, dated Dec. 16, 1903.

Deed from George R. Avery and Eva M. Avery, to George S. Long; dated December 24, 1903; consideration, \$800.00; acknowledged before J. M. Haines, N. P., and filed for record July 1st, 1904, at the request of W. E. Borah. Conveys land described in Sworn Statement, Exhibit No. 227.

Patent dated Dec. 1st, 1904, to George R. Avery, for land described in Exhibit No. 227, Sworn Statement.

Plaintiff's Exhibit No. 228.

SMITH BARKER: Residence. Boise, Idaho; occupation, teamster.

Sworn Statement No. 349, dated and filed March 28, 1902, for entry of Southwest Quarter of Section 33, Tp. 6 North of Range 6 East, Boise Meridian.

Notice of Publication; witnesses for final proof, William H. Lewin, E. E. Butler, Charley Patterson, and John I. Wells.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Smith Barker at final proof, dated June 24, 1902.

ANSWERS Given by Smith Barker at Final Proof, to Questions 16, 17 and 18 on Cross-examination.

Answer to Ques. 16: Yes, sir. Yes, sir.

Answer to Ques. 17: I got it from different parties; some from Mr. Geo. Butler, and different ones. I have had sufficient money to make this investment for several years.

Answer to Ques. 18: No, keep it myself.

Further Answer to Question 17, on Final Proof.

“Question 17: Where did you get the money with which to pay for this land, and how long have you had same in your actual possession?

Answer: I received \$200, a check on the Bank of Commerce this morning, from Mr. Geo. Butler, of the firm of Butler Bros., for wages due. I can't tell where I got it, the whole amount. I didn't draw from Butler Bros. before, because I had no use for it. The balance I have had in my actual possession 3 or 4 months, more than that, some of it. The amount I received from Butler Bros. was for wages due on account. The money I had in my possession came from different sources. I received \$15.00 from old man Ely, a few days ago, returning a loan. I mean to say that I have had several hundred dollars on hand for several years, 20 years.”

Testimony of witness, Edward E. Butler, at final proof.

Cross-examination of witness, Edward E. Butler, at final proof.

Testimony of witness, William H. Lewin, at final proof.

Cross-examination of witness, William H. Lewin, at final proof.

Receiver's Receipt, No. 1889, dated June 24, 1902.

Final Certificate No. 1889, dated June 24, 1902.

Deed from Smith Barker to A. E. Palmer, dated June 26th, 1902; consideration, \$1000.00; acknowledged before L. M. Pritchard, N. P., and filed for record at the request of W. E. Borah, Feb. 29, 1904, conveys land described in Sworn Statement, Exhibit No. 228.

Patent to Smith Barker, dated Jan. 28, 1904, for land described in Exhibit No. 228, Sworn Statement.

Plaintiff's Exhibit No. 229.

HENRY F. BENEDIX: Residence, Boise, Idaho; occupation, trained nurse.

Sworn Statement No. 277, dated and filed Nov. 26th, 1901, for entry of South One-half of the Northwest Quarter and North One-half of the Southwest Quarter, of Section 5, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Gustav H. Rothine, Charles A. Walker, Patrick H. Downs, and John I. Wells.

Certified Copy of certificate of citizenship of Henry F. Benedix.

Non-mineral Affidavit.

Testimony of Henry F. Benefix, at final proof, dated February 13, 1902.

ANSWERS Given by Henry F. Benedix, at Final

Proof, to Questions 16, 17 and 18, on Cross-examination.

Answer to Ques. 16: I did. Yes, sir.

Answer to Ques. 17: Earned it myself; savings from earnings for past 7 or 8 years; some for several years, all a year or such a matter.

Answer to Ques. 18: Yes, Fergus Falls Natl. Bank, and Boise City Natl. Bank, Boise, Idaho.

Testimony of witness, Patrick H. Downs, at final proof.

Cross-examination of witness, Patrick H. Downs, at final proof.

Testimony of witness, Gustav H. Rothine, at final proof.

Cross-examination of witness, Gustav H. Rothine, at final proof.

Receiver's Receipt, No. 1980, dated July 26, 1902.

Final Certificate No. 1980, dated July 26, 1902.

Certificate of Register and Receiver, in re discrepancy between date of proof, and Receiver's Receipt and Register's Certificate.

Deed from Henry F. Benedix to A. E. Palmer, dated Aug. 12, 1902; consideration, \$1000; acknowledged before Joseph M. Healy, N. P., and filed for record at the request of W. E. Borah, Feb. 29, 1904. Conveys land described in Exhibit No. 229, Sworn Statement.

Patent to Henry F. Benedix, dated Feb. 1st, 1904, for land described in Exhibit 229, Sworn Statement.

Plaintiff's Exhibits No. 230.

SAMUEL M. BLANDFORD: Residence, Boise, Idaho; occupation, section director, U. S. Weather Bureau.

Sworn Statement No. 649, dated and filed October 3d, 1902, for entry of Southeast Quarter of the Southeast Quarter of Section 11, and East One-half of the Northwest Quarter and Northeast Quarter of the Southeast Quarter of Section 14, Tp. 7 North of Range 7 East, Boise Meridian.

Notice of Publication; witnesses for final proof, Louis M. Pritchard, Patrick H. Downs, Elma E. Gardner, Emma L. Blandford.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of Patrick H. Downs, on final proof.

Testimony of witness, Louis M. Pritchard, on final proof.

Cross-examination of witness, Louis M. Pritchard, on final proof.

Testimony of Samuel M. Blandford, on final proof, dated February 10, 1903.

ANSWERS Given by Samuel M. Blandford, to Questions 16, 17, and 18, on Cross-examination, at Final Proof.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: Earned it in my 15 years service with the Government; for several years.

Answer to Ques. 18: Yes, Boise City National Bank, Boise, Idaho.

Receiver's Receipt, No. 2297, dated Feb. 10, 1903.

Final Certificate No. 2297, dated Feb. 10, 1903.

Deed from Samuel M. Blandford and Emma Lou Blandford, husband and wife, to Horace S. Rand; consideration, \$1600.00; dated Feb. 12, 1903, conveying land described in Exhibit 230, Sworn Statement, and Exhibit No. 231, Sworn Statement; acknowledged before L. M. Pritchard, N. P., and filed for record June 23d, 1904, at the request of W. E. Borah.

Patent to Samuel M. Blandford, dated June 10, 1904, for land described in Exhibit 230, Sworn Statement.

Plaintiff's Exhibit No. 231.

EMMA LOU BLANDFORD: Residence, Boise, Idaho; occupation, housewife.

Sworn Statement No. 648, dated and filed Oct. 3, 1902, for entry of South One-half of the Southeast Quarter of Section 14, and North One-half of the Northeast Quarter, Section 23, Tp. 7 North of Range 7 East, Boise Meridian.

Notice for Publication; witnesses for final proof, Louis M. Pritchard, Patrick H. Downs, Elma E. Gardner, and Samuel M. Blandford.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of Emma Lou Blandford, on final proof, dated February 10, 1903.

ANSWERS Given by Emma Lou Blandford, to Questions 16, 17 and 18, on Cross-examination on Final Proof.

Answer to Ques. 16: I did, and I do.

Answer to Ques. 17: From my personal savings, and income property. One year.

Answer to Ques. 18: I have had a personal account in the Capital State Bank, Boise, for a year.

Testimony of witness, Louis M. Pritchard, on final proof.

Cross-examination of witness, Louis M. Pritchard, on final proof.

Testimony of witness, Patrick H. Downs, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Non-alienation Affidavit.

Receiver's Receipt No. 2298, dated Feb. 10, 1903.

Final Certificate No. 2298, dated Feb. 10, 1903.

Patent to Emma Lou Blandford, dated June 10, 1904, for land described in Exhibit No. 231, Sworn Statement.

Plaintiff's Exhibit No. 232.

JOHN BATES: Residence, Nash, Wisconsin; occupation, bookkeeper.

Sworn Statement No. 246, dated and filed Oct. 21, 1901, for entry of North One-half of the Northeast Quarter and Northeast Quarter of Northwest Quarter of Section 20, and Northwest Quarter of Northwest Quarter of Section 21, Tp. 7 North of Range 5 East, Boise Meridian.

Notice for Publication; witnesses for final proof, T. J. Manning, Patrick H. Downs, John I. Wells, and H. A. Snow.

Affidavit of Publication.

Non-mineral Affidavit.

Testimony of John Bates, on final proof, dated January 13, 1902.

ANSWERS Given by John Bates to Question 16, 17 and 18, on Cross-examination at Final Proof.

Answer to Ques. 16: Yes, sir. I do.

Answer to Ques. 17: By working for a salary, savings from my salary; part for 5 or 6 years, and enough to make these payments 3 or 4 years.

Answer to Ques. 18: Yes, sir. Northern National Bank of Ashland, Wis.

Testimony witness, Patrick H. Downs, on final proof.

Cross-examination of witness, Patrick H. Downs, on final proof.

Testimony of witness, John I. Wells, on final proof.

Cross-examination of witness, John I. Wells, on final proof.

Receiver's Receipt, No. 1997, dated August 2, 1902.

Final Certificate No. 1997, dated August 2, 1902.

Certificate of Register in re discrepancy between dates of final proof, and Receiver's Receipt and Register's Certificate.

Certificate of Citizenship.

Patent to John Bates dated Feb. 1st, 1904, for land described in Exhibit No. 232, Sworn Statement.

Plaintiff's Exhibit No. 233.

UNITED STATES LAND OFFICE,

Boise, Idaho.

State of Idaho,

County of Ada,—ss.

Wilbert F. Wilmot, being first duly sworn, deposes and says: that he is a citizen of the United States and the identical person who made a timber filing (under Act of June 3rd, 1878) for lots 3, 4, and 5, and SE. $\frac{1}{4}$ of NW. $\frac{1}{4}$ of Section 6, township 7 north of Range 6 east and for which he offered proof on the 19th day of March, 1902; that he has not since offering said proof, or, at any time, or at all, sold or assigned or in any manner alienated or agreed to alienate his right, title or claim in or to said land or the timber thereon.

(Signed) WILBERT F. WILMOT.

Subscribed and sworn to before me this 18th day of July, 1902.

EDWARD E. GARRETT,

Receiver.

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Plaintiff's Exhibit No. 233. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 234.

IN THE UNITED STATES LAND OFFICE,

At Boise, Idaho.

State of Idaho,

County of Ada,—ss.

Patrick H. Downs of lawful age being first duly sworn on his oath deposes and says:

That he is the identical person who on the 13th day of November, A. D. 1901, made final proof upon and tendered payment under his timber and stone sworn statement No. 204 at the United States Land Office at Boise, Idaho, for the N. $\frac{1}{2}$ NE. $\frac{1}{4}$ & N. $\frac{1}{2}$ NW. $\frac{1}{4}$ of Sec. 17, Twp. 7 N. of R. 5 E.

That he has not since making said proof or at any time sold or assigned or agreed to sell or assign his interest in said premises or the timber thereon to any person or persons or corporation or association of persons.

That he has not alienated or agreed to alienate, directly or indirectly, his right, title or interest in said land or the timber thereon or any part thereof since making said proof or at all.

PATRICK H. DOWNS.

Subscribed and sworn to before me this 24th day of July A. D. 1902.

[Notarial Seal]

L. M. PRITCHARD,

Notary Public.

Plaintiff's Exhibit 234. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 235.

State of Idaho,
County of Boise,—ss.

Norman H. Young, being first duly sworn, says: that, on the 14 day of April, 1902, he offered proof in the matter of his timber filing (under Act of June 3, 1878), for the S. $\frac{1}{2}$ NW. $\frac{1}{4}$, Sec. 17, SE. $\frac{1}{4}$ NE. $\frac{1}{4}$ and NE. $\frac{1}{4}$ SE. $\frac{1}{4}$, Sec. 18, Township 7 North, Range 5 E., Boise Meridian, Boise County, Idaho; that affiant has not sold, assigned, or in any manner alienated or agreed to alienate his right, title or claim in or to said land since offering the said proof, or at all.

And further affiant saith not.

NORMAN H. YOUNG.

Subscribed and sworn to before me this 12 day of July, 1902.

[Notarial Seal]

KARL PAINE,
Notary Public.

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Plaintiff's Exhibit No. 235. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 236.

IN THE UNITED STATES LAND OFFICE AT
BOISE, IDAHO.

June 13, 1902.

Louis M. Pritchard, being first duly sworn on his oath deposes and says:

That he is the identical person, who on the 11th

day of June A. D. 1902, in the Land Office at Boise, Idaho, made final proof for T. & S. S. S. No. 330 for the Northwest ——— quarter of Section 20 in Township No. 6 N. of Range No. 6 E. B. M. in Boise County, Idaho.

That since offering said proof on said date he has not sold, assigned, transferred or mortgaged or in any manner alienated his claim, or title to said tract of land or any part thereof or the timber thereon and that he has not agreed to sell, assign, transfer or mortgage his right, title or interest in said land or the timber thereon or any part thereof.

LOUIS M. PRITCHARD.

Subscribed and sworn to before me this 13th day of June A. D. 1902.

EDWARD E. GARRETT,
Receiver.

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Plaintiff's Exhibit No. 236. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 237.

IN THE UNITED STATES LAND OFFICE,
At Boise, Idaho.

State of Idaho,
County of Ada,—ss.

Mary A. Monroe of lawful age being first duly sworn on her oath deposes and says:

That she is the identical person who on the 7th day of April A. D. 1902, made final proof upon and tendered payment under her Timber and Stone Sworn

Statement No. 317 at the Land Office at Boise, Idaho for the SE. $\frac{1}{4}$ of Sec. 24 Twp. 7 N. of R. 5 E.

That she has not since making said final proof or at any time sold or assigned her interest in said premises or the timber thereon or any part thereof to any person or persons or corporation or association of persons.

That she has not directly or indirectly alienated or agreed to alienate her right, title or interest in said land or the timber thereon since making said proof or at all.

MRS. MARY A. MONROE.

Subscribed and sworn to before me this 1st day of August, A. D. 1902.

[Notarial Seal]

L. M. PRITCHARD,

Notary Public.

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Plaintiff's Exhibit 237. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 238.

State of Idaho,

County of Boise,—ss.

Michael Koppas being first duly sworn deposes and says: that on December 19th, 1901, he made proof in matter of his timber filing (under Act of June 3rd, 1878) for the SE. $\frac{1}{4}$, Section 12, Tp. 7 N. R. 5 E.:—that he has not sold, assigned or in any manner, alienated, or agreed to alienate his right, title or claim in or to said timber claim, or at all:—and further deponent saveth not.

Subscribed and sworn to before me this 31st day
of July A. D. 1902.

[Notarial Seal] NORMAN H. YOUNG,
Notary Public.

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Plaintiff's Exhibit No. 238. Filed June. 15, 1909.
A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 239.

DEPARTMENT OF THE INTERIOR.
UNITED STATES LAND OFFICE, BOISE,
IDAHO.

State of Idaho,
County of Ada,—ss.

Uriah Flint, being first duly sworn on oath deposes and says that he is the identical Uriah Flint who has heretofore made a timber filing in the United States Land Office at Boise, Idaho (Under Act of June 3, 1878) on the NE. $\frac{1}{4}$ of Sec. 35, T. 8 N. R. 5 E. Boise county, state of Idaho, proof for which was offered on March 12, 1902; that since offering said proof he has not sold, assigned or in any manner alienated or agreed to alienate his right, title or claim in or to said lands or the timber thereon.

URIAH FLINT.

Subscribed and sworn to before me this 21st day
of July, 1902.

EDWARD E. GARRETT,
Receiver.

(Back)

Plaintiff's Exhibit No. 239. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 240.**DEPARTMENT OF THE INTERIOR.****UNITED STATES LAND OFFICE.**

Boise, Idaho, January 21, 1902.

Leonora Hollister, being first duly sworn, deposes and says that she is the identical Leonora Hollister who made Timber and Stone Sworn Statement No. 252, at this office on October 26, 1901, for N. $\frac{1}{2}$ NE. $\frac{1}{4}$, SW. $\frac{1}{4}$, NE. $\frac{1}{4}$, NW. $\frac{1}{4}$ SE. $\frac{1}{4}$, Sec. 18, Tp. 7 N. R. 5 E; that she is a married woman; that she purposes to purchase said land with her separate money, in which her husband has no interest or claim; that said entry is made for her sole and separate use and benefit; that she has made no contract or agreement whereby any interest whatever therein will inure to the benefit of her husband or any other person, and that she has never made an entry under said act, or derived or had any interest whatever, directly or indirectly, in or from a former entry made by any person or association of persons.

LEONORA HOLLISTER.

Subscribed and sworn to before me this 21st day of January, 1902.

EDWARD E. GARRETT,

Receiver.

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Plaintiff's Exhibit No. 240. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 241.

UNITED STATES LAND OFFICE.

Boise, Idaho, Dec. 15, 1903.

Margaret M. Ehrmanntraut, being first duly sworn, deposes and says that she is the identical person who made timber and stone sworn statement Sept. 14, 1903, for the purchase of the SE. $\frac{1}{4}$, Sec. 15, T. 6 N., R. 4 E., that she proposes to purchase said land with her separate money, in which her husband has no interest or claim; that said entry is made for her sole and separate use and benefit; that she has made no contract or agreement whereby any interest whatever therein will inure to the benefit of her husband or any other person and that she has never made any entry under this act, or derived or had any interest whatever, directly or indirectly, in or from a former entry made by any person or association of persons.

MARGARET M. EHRMANNTRAUT.

Subscribed and sworn to before me this 15th day of December, 1903.

HARRY J. SYMS,
Register.

Plaintiff's Exhibit No. 241. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 242.**UNITED STATES LAND OFFICE.**

Boise, Idaho, December 20, 1902.

Eva Hunt Dockery, being first duly sworn, deposes and says:—

That she is the identical person who made timber and stone sworn statement #583 at this office on September 15, 1902, for the purchase of Lots 3 and 4 and S1½ NW. ¼, Sec. 4, Tp. 7 N., R. 8 E., B. M., and who advertised to offer proof therefore on the 17th day of December, 1902; that she was unable to offer proof on said 17th day of December, and until this date, on account of delay in receiving the funds to make the necessary payments.

That she is a married woman; that she purposes to purchase said land with her separate money, in which her husband has no interest or claim; that said entry is made for her sole and separate use and benefit; that she has made no contract or agreement whereby any interest whatever therein will inure to the benefit of her husband or any other person, and that she has never made an entry under said act, or derived or had any interest whatever, directly or indirectly, in or from a former entry made by any person or association of persons.

EVA HUNT DOCKERY.

Subscribed and sworn to before me this 20th day of December, 1902.

JAMES KING,
Register.

Plaintiff's Exhibit No. 242. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 243.

UNITED STATES LAND OFFICE.

Boise, Idaho, June 23rd, A. D. 1902.

State of Idaho,
County of Ada,—ss.

Lewis K. Burns, being first duly sworn upon his oath deposes and says, as follows, to wit:

Affiant is the identical Lewis K. Burns, who on the 26 day of November, A. D. 1902, made application to enter as a timber filing, under act of June 3rd, A. D. 1878, the Northwest $\frac{1}{4}$ of Section 24 in Township 7 North of Range 5 East B. M. and who offered proof in support thereof on Feb. 14th, A. D. 1902.

That Affiant has not sold, assigned, attempted to sell or assign, or in any manner alienate or agreed to alienate his rights, title, claim or interest in or to said land or any portion thereof or in the said filing or application to enter or any rights accrued or accruing therefrom or at all, either since offering the said proof or at other times, or at all.

LEWIS K. BURNS.

Subscribed and sworn to before me this 24th day of June, A. D. 1902.

EDWARD E. GARRETT.

Receiver.

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Affidavit by Lewis K. Burns. Filed Jun. 24, 1902. Plaintiff's Exhibit No. 243. No. 47.

Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court. From Law Office of O. E. Jackson.

Plaintiff's Exhibit No. 244.

IN THE UNITED STATES LAND OFFICE,
At Boise, Idaho.

State of Idaho,
County of Ada,—ss.

James H. Hamilton, of lawful age being first duly sworn on his oath deposes and says:

That he is the identical person who on the 27th day of November, A. D. 1901, made final proof upon and tendered payment under his Timber and Stone Sworn Statement No. 218 at the United States Land Office at Boise, Idaho, for the E. $\frac{1}{2}$ NW. $\frac{1}{4}$ & NE. $\frac{1}{4}$ SW. $\frac{1}{4}$ & NW. $\frac{1}{4}$ NE. $\frac{1}{4}$ Sec. 22, Twp. 7 N. of R. 5 E.

That he has not since making said proof or at any time sold or assigned or agreed to sell or assign his interest in said premises or the timber thereon or any part thereof to any person or persons, corporation or association of persons.

That he has not alienated, or agreed to alienate, directly or indirectly his right, title or interest in said land since making said proof or at all.

JAMES H. HAMILTON.

Subscribed and sworn to before me this 28th day of July, A. D. 1902.

[Notarial Seal]

L. M. PRITCHARD,
Notary Public.

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Plaintiff's Exhibit No. 244. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 245.

IN THE UNITED STATES LAND OFFICE,
At Boise, Idaho.

State of Idaho,
County of Ada,—ss.

George M. Cutler, of lawful age being first duly sworn on his oath deposes and says:

That he is the identical person who on the 19th day of December, A. D. 1901, made final proof upon and tendered payment under his Timber and Stone sworn statement No. 239 at the United States Land Office at Boise, Idaho, for the NW. $\frac{1}{4}$ of Sec. 13 Twp. 7 N. of R. 5 E.

That he has not since making said proof or at any time sold or assigned or agreed to sell or assign his interest in said premises or the timber thereon or any part thereof to any person or persons, corporation or association of persons.

That he has not directly or indirectly alienated his right, title or interest in said land or the timber thereon, or agreed to alienate the same, since making said proof or at all.

Subscribed and sworn to before me this 25 day of July, A. D. 1902.

[Notarial Seal]

L. M. PRITCHARD,
Notary Public.

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Plaintiff's Exhibit No. 245. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 246.

UNITED STATES LAND OFFICE.

Boise, Idaho, September 20, 1904.

Abbie M. Briggs, being first duly sworn deposes and says that she is the identical person who is applicant for the purchase of the SW. $\frac{1}{4}$ NE. $\frac{1}{4}$, N. $\frac{1}{2}$ SE. $\frac{1}{4}$ SW. $\frac{1}{4}$ SE. $\frac{1}{4}$, Sec. 5 T. 6 N., R. 4 E. B. M., that she is a married woman, that she purposes to purchase said land with her separate money in which her husband has no interest or claim, that said entry is made for her sole and separate use and benefit, that she has made no agreement whereby any interest whatever therein will inure to the benefit of her husband or any other person, and that she has never made an entry under said act, or derived or had any interest whatever, directly or indirectly, in or from any former entry made by any person or association of persons.

Affiant further deposes and says that the reason she did not offer proof on the date set for hearing, September 14, 1904, and before this date was on account of delay experienced by affiant in getting the money which she intended to use in paying for this said land.

ABBIE M. BRIGGS.

Subscribed and sworn to before me this 20th day of September, 1904.

EDWARD E. GARRETT,
Receiver.

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Plaintiff's Exhibit No. 246. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 247.

NEW YORK LIFE INSURANCE COMPANY,

John A. McCall, President.

THE GREAT INTERNATIONAL LIFE INSURANCE COMPANY.

Agency at
.....190....

State of Wisconsin,
County of Ashland,—ss.

John Bates being first duly sworn, on oath deposes and says that he is the party that offered proof January 13, 1902, on timber filing for N. $\frac{1}{2}$ NE. $\frac{1}{4}$, NE. $\frac{1}{4}$ NW. $\frac{1}{4}$, Sec. 20 NW. $\frac{1}{4}$ NW. $\frac{1}{4}$, Sec. 21, Township 7 North Range 5 East.

Affiant further says that he has not sold, assigned or in any manner alienated or agreed to alienate his right, title or claim in or to said land or the timber thereon since offering the proof or at all.

JOHN BATES.

Subscribed and sworn to before me this 15th day of July, 1902.

[Notarial Seal]

A. L. DUNDAS,
Notary Public,
Ashland Co. ins.

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Plaintiff's Exhibit No. 247. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 248.

NON-ALIENATION AFFIDAVIT.

State of Idaho,
County of Ada,—ss.

Samuel Clark Bowen, being first duly sworn according to law, deposes and says that he is the same person who entered at the United States Land Office at Boise, Idaho, June 10th, 1902, the SW. $\frac{1}{4}$ Sec. 17, T. 7 N. R. 5 E. for patent under Timber and Stone Act of Congress, or made final proof on same at said time and place; and that neither since said time, nor at any time, has he sold, assigned or in any manner alienated or agreed to alienate his right, title or claim in or to said lands, or any part thereof, or any interest therein, and further affiant saith not.

SAMUEL CLARK BOWEN.

Subscribed and sworn to before me this 23rd day of June, A. D. 1902.

EDWARD E. GARRETT,
Receiver.

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Plaintiff's Exhibit No. 248. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 249.

UNITED STATES LAND OFFICE.

Boise, Idaho, July 30, 1902.

State of Idaho,
County of Ada,—ss.

HENRY RICS being first duly sworn, on his oath deposes and says; That he is the same and identical person who made timber filing (under Act of June 3, 1878) for Lots Nos. Six (6) and Seven (7) and the East one-half ($\frac{1}{2}$) of the Southwest one quarter ($\frac{1}{4}$) of Section No. Six (6) Township No. Seven (7) north, Range No. Six (6) east of the Boise Meridian, proof for which he offered March 28, 1902.

That he purchased same in good faith, with the intention of complying with all the provisions of the law; that he is an unmarried man over the age of twenty-one years, a naturalized citizen of the United States and a resident of Boise City, Ada County, State of Idaho; that he has not sold, assigned or in any manner alienated or agreed to alienate, his right, title or claim in, or to, said land or the timber thereon, since said proof or at all.

HENRY RICS.

Subscribed in my presence and sworn to before me, this 30 day of July, A. D. 1902.

[Notarial Seal]

JOHN M. HAINES,

Notary Public.

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Plaintiff's Exhibit No. 249. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 250.

UNITED STATES LAND OFFICE.

Boise, Idaho.

State of Idaho,
County of Ada,—ss.

William F. Roberts, of lawful age being first duly sworn on his oath deposes and says:

That he is the identical person who on the 20 day of March A. D. 1902, made final proof upon and tender of payment under his timber and stone sworn statement No. 307 at the United States Land Office at Boise, Idaho, for the NW. $\frac{1}{4}$ of Sec. 25 Twp. 7 N. of R. 5 E.

That he has not since making said proof or at any time sold or assigned or agreed to sell or assign his interest in said premises or the timber thereon to any person or persons, corporation or association of persons.

That he has not directly or indirectly alienated or agreed to alienate his right title or interest in said land or the timber thereon since making said proof in any manner or at all.

WILLIAM F. ROBERTS.

Subscribed and sworn to before me this 18 day of July, A. D. 1902.

[Notarial Seal]

L. M. PRITCHARD,
Notary Public.

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Plaintiff's Exhibit No. 250. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 251.

NON-ALIENATION AFFIDAVIT.

**UNITED STATES LAND OFFICE, BOISE,
IDAHO.**

William Pearson of lawful age, being duly sworn on his oath says that heretofore on the 26th day of November, 1901, he made Timber Filing No. 276 upon Northeast Quarter, ($\frac{1}{4}$) of Section Twelve (12), Township Seven (7) North of Range Five (5) East; of lands subject to such Entry at said Land Office: that subsequently, to wit: on the 13th day of February, 1902, he made proof of said Entry at said Land Office. That he has not, since making said proof, or at any other time, sold, assigned, transferred, conveyed nor alienated, nor attempted to sell, convey or alienate his right, title, claim or interest in and to said land to anyone whomsoever.

WILLIAM PEARSON.

Subscribed and sworn to before me this 23rd day of June, A. D. 1902.

JAMES KING,
Register.

Plaintiff's Exhibit No. 251. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 252.**IN THE UNITED STATES LAND OFFICE OF
BOISE, IDAHO.**

State of Idaho,
County of Ada,—ss.

Margaret Pearson, of lawful age, being duly sworn on her oath says, that heretofore on the 7th day of December, 1901, she made Timber Entry No. 289 of the following described lands, to wit: South-east Quarter ($\frac{1}{4}$) of South-west Quarter ($\frac{1}{4}$) Section Twenty-two, (22), North Half ($\frac{1}{2}$) of North-west quarter ($\frac{1}{4}$) and North-west Quarter ($\frac{1}{4}$) of North-east Quarter ($\frac{1}{4}$), Section Twenty Seven (#27), all in Township Seven (7) North of Range Five (5) East, Boise Meridian, Boise County, Idaho: proof for which affiant offered on the 21st day of February, 1902; that since offering said proof she has not sold, assigned, or in any manner alienated, nor agreed or offered to sell or alienate her right, title, claim, interest or estate in said land whatsoever. Further deponent sayeth not.

MARGARET PEARSON.

Subscribed and sworn to before me this 19 day of June, 1902.

JAMES KING,
Register.

Plaintiff's Exhibit No. 252. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.

Plaintiff's Exhibit No. 253.

Before the U. S. Land Office, Boise, Idaho.

In re Timber and Stone Sworn Statement No. 249 by
John J. Keane for the W. $\frac{1}{2}$ NE. $\frac{1}{4}$, W. $\frac{1}{2}$ SE.
 $\frac{1}{4}$, of Section 21, Township 7 North, Range 5
East, B. M.

John J. Keane, being first duly sworn, deposes and
says that he is the identical person who made timber
and stone sworn statement for the W. $\frac{1}{2}$ NE. $\frac{1}{4}$,
and W. $\frac{1}{2}$ SE. $\frac{1}{4}$, section 21, township 7 North,
range 5 East on October 26th, 1901, and who thereaf-
ter offered proof therefor on January 16th, 1902;
that since making said sworn statement and said
proof, he has not sold, assigned, agreed to sell or as-
sign the land embraced therein, or in any manner
alienated his right or claim to said land, or at all.

JOHN J. KEANE.

Subscribed and sworn to before me this 25 day of
April, 1902.

EDWARD E. GARRETT,
Receiver.

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Plaintiff's Exhibit No. 253. No. 47. Filed Jun.
15, 1909. A. L. Richardson, Clerk U. S. Circuit
Court.

Plaintiff's Exhibit No. 254.**UNITED STATES LAND OFFICE.**

Boise, Idaho, October 16, 1903.

Luella Jaycox, being first duly sworn, deposes and says:

That she is the identical person who on July 20, 1903, filed timber and stone sworn statement #962 at this office for the purchase of the Lots 4, 5, 6 & 7, Sec. 6, T. 6 N., R. 8 E., B. M., and who advertised to offer proof therefor on the 16th day of October, 1903; that she is a married woman; that she purposes to purchase said land with her separate money, in which her husband has no interest or claim; that said entry is made for her sole and separate use and benefit; that she has made no contract or agreement whereby any interest whatever therein will inure to the benefit of her husband or any other person, and that she has never made an entry under said act, or derived or had any interest whatever, directly or indirectly, in or from a former entry made by any person or association of persons.

LUELLA JAYCOX.

Subscribed and sworn to before me this 16th day of October, 1903.

HARRY L. SYMS,

Register.

Plaintiff's Exhibit No. 254. No. 47. Filed Jun. 15, 1909. A. L. Richardson, Clerk U. S. Circuit Court.